

SALT AIRE, INC

Kindred Island - Nelson Stock Ranch

LAND APPLICATION ADDITIONAL INFORMATION

Richard M. Bambauer
Salt Aire, Inc.
P.O. Box 420
Gryaland, Washington 98547
559.994.3356

R. Terrance Larson Larson Property Management P.O. Box 580 Tokeland, Washington 98590 360.267.2400



BUILDING . ENVIRONMENTAL HEALTH . PLANNING

February 26, 2013

Richard M. Bambauer President, Salt Aire, INC. P.O. Box 420 Grayland, WA. 98547

RE: Land Application/Solid Waste Permit for Nelson Stock Ranch.

Dear Mr. Bambauer:

I would like to thank you and Terry Larson for meeting with us to discuss complaints and concerns stemming from your land application operation located at Nelson Stock Ranch. As stated at the meeting, both the County and the land owner have the responsibility to carry out all applicable requirements to the administration and implementation of a Land Application Permit.

The County granted verbal permission to operate at the time of application making a written notation upon your payment receipt. We have now written the conditions and requirements into a printed format to act as your official operating license.

Please note the following responsibilities listed in your operating permit:

- 1. Soils tests must be completed on a bi-annual basis. Once in spring to record baseline soil conditions and once in the fall to measure nutrient uptake from crops and vegetation.
- 2. All application must maintain a setback of 30 feet from open ditches and 100 feet from surface water.
- 3. All material must be spread within a 24 hour period of arriving on-site.
- 4. You must complete an Annual Land Application Report and submit it to the Department of Ecology by April 1st of each year. I have included a form with this letter.
- 5. Do not accept product that has been held at the processor for several days. Anaerobic stench from stored product may be a contributing factor of odor complaints when delivered to the application area.
- 6. Follow all permit conditions prescribed in the County issued Land Application Permit.
- 7. Failure to comply with the requirements of WAC 173-350-040 & 173-350-230 will result in permit suspension.

The County will request that odor complaints from adjacent land owners have better documentation as to the time, date, and location of where the odor is occurring. We will work with you to try and identify what circumstances may be causing odor plumes to drift off-site.

I suggest that you continue to perform public outreach to members of the community that may have concerns about your program. I will continue to be in contact and inform you if I receive further complaints of your operation.

Sincerely,

Tim Crose

Assistant Director

cc: Faith Taylor-Eldred, Director

Lisa Ayers, BOCC Megan McNelly, DCD

PACIFIC COUNTY LAND APPLICATION PERMIT

WAC 173-350-040 & 173-350-230

LARSON PROPERTY MANAGEMENT, LLC

SHELLFISH BY-PRODUCTS WASTE FROM SHELLFISH PROCESSING ACTIVITIES

Permit Application receipted January 16, 2013 Effective Date: January 16, 2013 Permit Expiration Date: December 31, 2014

Land Application User/Permit Holder

Name:

LARSON PROPERTY MANAGEMENT, LLC

Address:

P.O. Box 580, Tokeland, WA 98590-0580

Telephone:

360-267-2400

Fax:

Land Operator

Name:

R. Terrance Larson

Address:

SAME

Telephone:

Fax:

Property Location

Parcel numbers: 14111250007 - 14110150002 - 14110155160 - 14110155419 -

Legal Description: GOVT LOTS 1&2; PTN LOTS 4,5,6 & SEC 1, T 14N, R11W; PTN OF LOTS 1,2,3, OF SEC; LOTS 4,5,6, AND 7 OF SEC 2, T 14 N, R 11 W; AND LOT 2 OF SEC 7, T 14 N, R 10 W; PTN OF OYSTER TRACTS; GOVT LOTS 7,8,9, AND 10 SEC 12, T 14 N, R 11W, PACIFIC COUNTY, WASHINGTON

Application Type

Shellfish by-products Waste from Shellfish Processing Activities

This permit is non-transferable. Failure to comply with WAC 173-350-040 and 173-350-230, any conditions contained within this permit, or any applicable regulations will cause the permit to be void.

6 day of February, 2013

Tim Crose, Assistant Director

Department of Community Development

Salt Aire Inc. Land Application Permit 2013/2014

PERMIT CONDITIONS

1. Land Application Location Standards

Sites must meet the location standard requirements provided under WAC 173-350-040.

-Shell spreading must maintain 100 foot setbacks from surface water and 30 feet from open ditches.

2. Land Application Design Standards

Sites must meet the design standard requirements provided under WAC 173-350-040.

3. Land Application Operating Standards WAC 173-350-230

The owner/operator of a land application site shall operate the site in compliance with the performance standards of WAC 173-350-040.

The owner/ operator shall:

Operate the site to ensure that for wastes stored in piles:

Prevent contamination of ground and surface water, air, and land during storage and in case of fire or flood
 Shellfish by-products will be delivered by a regularly inspected, self-contained truck, eliminating the possibility of leakage to any roads used to travel to the containment site. The landowner has designated

possibility of leakage to any roads used to travel to the containment site. The landowner has designated a concrete sloped containment area for off-loading of shellfish by-products. The containment area has been used as a manure pit, containing primarily hay.

- The potential for combustion within the pile and the potential for combustion from other sources is minimized:
- Materials must be land applied within 24 hours of receipt. All by-products will be recorded by the time of arrival, tonnage, and the date and time of application.

The amount of material stored onsite does not exceed the amount that could potentially be applied to the site during 24 hour period in accordance with the plan of operations;

 Maintain daily operating records of the amount and type of waste applied to the land, the crop and any additional nutrient inputs. Significant deviations from the plan of operation shall be noted in the operating record. Records shall be kept for a minimum of five years and shall be available upon request by Pacific County.

 Salt Aire Inc. will notify and record the tonnage of waste being delivered, not to exceed the prescribed gross tonnage for land site.

• All shellfish by-products disposals will be conducted according to the Pacific County Solid Waste Management Plan. Salt Aire Inc. will be responsible for the monitoring and record keeping of this site. The management of the shellfish waste is based on a sound-monitoring program for the shellfish by-products and the disposal site itself. Monitoring will provide the ability to assess the impact of the shellfish by-products on the groundwater and site soil to provide an early warning of any negative impacts. Monitoring requirements to be submitted to Pacific County Department of Community Development bi-annually include the following:

1. Bi-annual Soil Analysis

2. Weekly Records and Reports

• Salt Aire Inc. will be responsible for maintaining the records during the period of application of shellfish byproducts to the proposed site to monitor the total nutrient loading onto the land. Records of the site soil
monitoring are also required to ensure a cumulative building of a nutrient is not occurring.

 Records will be maintained by Salt Aire Inc. and will be submitted to the Pacific County Department of Community Development monthly or per application, whichever is less frequent, including:

Number of loads/tonnage applied per acre to site

- -Prepare and submit a copy of an annual report to Pacific County and the Department of Ecology by April 1st on forms supplied by Ecology. The annual report shall detail the activities during the previous calendar year.
- —Keep and abide by a plan of operation approved as part of the permitting process. The plan shall describe the facility's operation. The plan of operation shall be available for inspection at the request of Pacific County.
- 4. Land Application Groundwater monitoring requirements

Land application sites must meet the requirements provided under WAC 173-350-040

5. Land application closure requirements

The owner or operator of all land application sites shall notify the jurisdictional health department sixty days in advance of closure. All land application sites shall be closed by applying all materials in storage in accordance with the permit or by removing those materials to a facility that conforms to the applicable regulations for handling the waste.

The applicant shall be prepared to take shell by-products to other approved outlets in the event this department or
Olympic Region Clean Air Agency order land application to cease due to odor problems or lack of compliance with other
requirements specified in this land application permit.

6. Land application financial assurance requirements

Land application sites must meet the requirements provided under WAC 173-350-040.

7. Inspections

The Land Operator and Permit Holder shall allow Pacific County access to the parcels listed above, with prior notice, to perform inspection(s) of the facilities to ensure compliance with the permit.

8. Permit Renewal

The permittee is authorized to continue all activities allowed under the currently expired permit if Pacific County has not rendered a decision on renewal by the current permit's expiration date.

Salt Aire Inc. Land Application Permit 2013/2014 Page 2 of 2



BUILDING . ENVIRONMENTAL HEALTH . PLANNING

Receipt

RECEIPT NUMBER: R130032SB

POST DATE: 01/16/2013

DPA#: M130006SB

SITE ADDRESS: PARCEL:

TYPE: MISC ACTIVITY - SB

OWNER:

TRANSACTION LIST:

Method Description

Amount

Payment Check 1096

250.00

NOTATION: LARSON PROPERTY MANAGEMENT LLC

ACCOUNT ITEM LIST:

Description

Account Code

Current Pmts

ENV-LAND APP PERMIT FEE

116.380.322.90.21

250.00

TOTAL: 250.00

2013 - 2014 LAND APPLICATION PERMIT

APPROVED BY: TIM CROSE PACIFIC COUNTY DCD

RECEIPT ISSUED BY: TNC

ENTERED DATE: 01/16/2013

TIME: 02:52 PM



P.O. BOX 580 • TOKELAND, WA 98590 (360) 267-2400 FACSIMILE (360) 267-7414

Since 1942

February 27, 2013

Mr. Tim Crose, Assistant Director

PACIFIC COUNTY

DEPARTMENT OF COMMUNITY DEVELOPMENT

1216 West Robert Bush Drive

P. O. Box 68

South Bend, Washington 98586

RE: Land Application Permit for LARSON PROPERTY MANAGEMENT, LLC

Dear Sir:

This letter is to clarify our ownership in the property where we continue to fertilize and work our farm with organic shell materials. Please know that "Larson Property Management, LLC" is our operating company and how the permit should read.

Attached you will find the following detailed ownership documents of the land my wife, Vicki and I own.

- Property legal description and tax parcel numbers.
- Parcel numbers and "reclaimed tidelands" noted.
- Colored map outlined in red, R. Terrance and Vicki A. Larson Property, "Nelson Stock Ranch", Tokeland, WA.
- Pacific County Treasurer parcel information sheets for each parcel.
- Pacific County Tax Sifter Parcel Search showing all present parcels owned by us. Please note that the five parcels included in the permit are checked X.



BUILDING · ENVIRONMENTAL HEALTH · PLANNING

April 10, 2013

Larson Property Management, LLC P.O. Box 580 Tokeland, WA 98590-0580

RE: Land Application/Solid Waste Permit for Larson Property Management LLC.

Dear Mr. Larson:

I regret to inform you that the Pacific County Land Application Permit issued to Larson Property Management LLC has been revoked due to findings from the Washington State Department of Ecology (Ecology) during the 45 day review and comment process. Ecology determined the application is incomplete, lacking proper SEPA review and specific contents required for a complete application. It is my understanding that you wish to resubmit your permit application as soon as possible. Please provide the following information including all requirements detailed in WAC 173-350-040 & 173-350-230 and resume the process of obtaining a permit.

The following list of items will need to be provided to complete your application:

- 1. Complete and submit a SEPA Checklist to provide opportunity for public comment.
- 2. Provide maps showing the specific locations where proposed land application will occur.
- 3. A wetland delineation of the site must be completed by a licensed wetland specialist. Maps and a report must be included in your application.
 - a. If seasonal ground water is determined to be within three (3) feet of the surface, a management plan must be provided describing how ground water will be protected.
- 4. Submit a report showing agronomic rates specific to crops produced in the application area.
- 5. Bi-annual soils tests must be performed in the spring and fall to determine the baseline soil nutrients and post application nutrient up-take. Maps of the testing locations must be included.

. The revocation of the permit will be effective as of April 12^{th} , 2013 at which time you will not be permitted to accept shell material on-site.

We are happy to lend assistance if you have questions regarding the application requirements. Feel free to contact me at 360-875-9356.

Sincerely,

Tim Crose Assistant Director

cc: Pacific County Board of Health
David Burke, Prosecuting Attorney
Sally Toteff, Department of Ecology Regional Director
Faith Taylor-Eldred, DCD Director
Megan McNelly, DCD

Pacific County Department of Community Development

PLANNING . ENVIRONMENTAL HEALTH . BUILDING

Courthouse Annex
1216 W. Robert Bush Drive
P.O. Box 68
South Bend, WA 98586
Email:dcd@co.pacific.wa.us

(360) 875-9356 FAX (360) 875-9304 Naselle (360) 484-7356 Tokeland (360)267-8356



PACIFIC COUNTY COURTHOUSE
National Historic Site

LONG BEACH OFFICE
Pacific County Administrative Facility South
7013 Sandridge Road
Long Beach, WA 98631
Website: www.co.pacific.wa.us

(360) 642-9382 FAX (360) 642-9387 Naselle (360) 484-7382 Tokeland (360) 267-8382

PLANNING PERMIT

Permit No.: PL110086SB

Date Issued: AUG 2 2 2011

Date Expires: AUG 2 2 2013

Sub Type: SHOR

Legal Description:

Parcel No.:

14111250006

Property Owner:

KINDRED ISLAND HOLDINGS LLC

Applicant:

BAMBAUER, RICHARD

Your application has been reviewed for compliance with the following Pacific County's Ordinances: Shoreline Master Program, Ordinance 147 - Critical Areas and Resources Lands, Ordinance 1 - Land Alteration and Drainage, and Ordinance 153 - Land Use.

Project Description: NOXIOUS WEED CLEANUP (SHORELINES)

Project Location:

Zoning:

Basis for Exemption: WAC 173-27-040 (b)

Body of Water: Willapa Bay Designation: Conservancy

CONDITIONS OF APPROVAL

1: This permit is valid for two (2) years from the date of issuance and authorizes the removal of noxious weeds, cleaning of existing drainage ditches, road maintenance/repairs, replacement of existing culverts and the continued spreading of dry crab, shrimp and prawn shells as organic fertilizer. No other work or development is authorized by this permit.

- 2: The proposed development shall occur as indicated on the approved site plan. Any changes or revisions to the project will require additional permit review by Pacific County.
- 3: Excess material shall not be removed from the property, or be used to fill in wetlands or wetland buffer areas, without express written approval from Pacific County.
- 4: All future development, not specifically requested under this permit, shall secure separate permit approval from Pacific County.
- 5: Fill materials shall not be placed within any existing drainage feature including, but not limited to, man-made or natural drainage ditches, lakes, ponds or wetlands.
- 6: Any excavated materials shall be disposed of at an approved upland disposal site.
- 7: Shoreline vegetation on the subject property shall be retained and protected to the maximum feasible extent possible during and after construction.
- 8: This permit is valid for two years from the date of permit issuance.
- 9: Applicant shall obtain Hydraulic Project Approval from the Washington State Department of Fisheries prior to initiating project.
- 10: Pacific County may revoke this permit if permittee fails to comply with the conditions listed.
- 11: A copy of this permit, and the approved site plan, shall be kept on the project site during construction and made available for inspection upon request by Pacific County.
- 12: Pacific County reserves the right to amend or add conditions of approval, as necessary, to ensure that all local, state, and federal, regulations are adhered to.
- 13: The undersigned may inspect the work authorized by this permit. The permittee shall provide unrestricted access to the construction site for inspection.

Please note, this permit does not excuse you from compliance with any other federal, state or local regulation or permit affecting this project. A copy of this permit, along with the approved site plan, shall be kept on the project site during construction and made available for inspection upon request by any Pacific County representative. Any and all changes to the approved site plan will require additional review by the Pacific County DCD. The approval of this permit is valid for two years from the date issued.

If you have any questions about this permit approval, please do not hesitate to call Mike Stevens, Senior Planner, at (360) 642-9382 or (360) 875-9356.

cc: File

Pacific County Department of Community Development PLANNING . ENVIRONMENTAL HEALTH . BUILDING

SOUTH BEND OFFICE Courthouse Annex 1216 W. Robert Bush Drive P.O. Box 68 South Bend, WA 98586 Email:ded@co.pacific.wa.us

(360) 875-9356 FAX (360) 875-9304 Naselle (360) 484-7356 Tokeland (360)267-8356



PACIFIC COUNTY COURTHOUSE National Historic Site

LONG BEACH OFFICE Pacific County Administrative Facility South 7013 Sandridge Road Long Beach, WA 98631 Website: www.co.pacific.wa.us

> (360) 642-9382 FAX (360) 642-9387 Naselle (360) 484-7382 Tokeland (360) 267-8382

Pacific County Receipt

RECEIPT NUMBER: R110397SB

POST DATE: 08/04/2011

DPA#: PL110086SB

SITE ADDRESS:

PARCEL: 14111250006

TYPE: PLANNING

OWNER:

KINDRED ISLAND HOLDINGS

LLC

TRANSACTION LIST:

Method Description Amount Type 100.00 Payment Check 1002. 30.00 1001 Payment Check

NOTATION:

KINDRED ISLAND HOLDINGS LLC

ACCOUNT ITEM LIST:

Account Code **Current Pmts** Description

APPLICATION FEES

116,380,341,90.00 30.00

SHORELINE-EXEMPTION

100.00

116.380.322.90.16

TOTAL:

130.00

RECEIPT ISSUED BY: TNC

ENTERED DATE: 08/04/2011

TIME: 03:38 PM

Please let us know if you have any questions.

Cordially,

R. Terrance Larson, President

LARSON PROPERTY MANAGEMENT, LLC

P. O. Box 580

Tokeland, WA 98590-0580

Phone: 360.267.2400

Email: fvtriciarae@comcast.net

RTL/vI

Cc: Rick Bambauer

Attached: 9 pages

R. Terrance and Vicki Larson Property

6.5				
Number	Tax Parcel Number	1	\creage	
1	14110150002	Uplands	23.75	•
9	14110155160	Tidelands (reclaimed	40.00	estimated
10	14110155419	Tidolands (reclaimed	40.00	estimated
16	14100755397	Tidclands (Yeclaimed	267.00	estimated
18	14111250007	Uplands	117.94	
	Total Acres		488.69	
	Diked Tidelands		347.00	
	Total Uplands		141.69	

Larson Property Management, LLC

Larson, Vicki A. Larson, R. Terrence

PROPERTY OWNER:

Vicki A. Larson and R. Terrence Larson

Legal Description:

GOVT LOTS 1 &2; PTN LOTS 4, 5, 6 & 8 SEC 1, T 14 N, R 11 W; PTN OF LOTS 1, 2, 3 OF SEC 1; LOTS 4, 5, 6, AND 7 OF SEC 2 T 14 N, R 11 W; AND LOT 2 OF SEC 7, T 14 N, R 10 W; PTN OF OYSTER TRACTS; GOVT LOTS 7, 8, 9 AND 10 SEC 12, T 14 N, R 11 W, PACIFIC COUNTY, WASHINGTON

Tax Parcel Nos.:

14110150002; 14110155160; 14110155419;

14100755397; and 14111250007





Treasurer



300 Memorial Drive PO Box 98 South Bend, WA 98586 Phone: (360)875-9421 or 642-9421

Parcel Information

Parcel Number: 14110150002

Map Number: 141101 LOT 02

Situs:

Legal:

LOT 1

Twp-Rge-Section

14110134

Ownership Information

Current Owner: LARSON, R TERRANCE & VICKI A

Address:

P O BOX 580

City, State:

TOKELAND, WA

Zipcode:

98590-

Current Tax Year 2013

	Туре	Statement #	Gross Tax	Tax Amount Exempt	Net Tax	Misc Amnts	Total Tax	Balance
REAL		2013-14110150002	174.39	161.73	12,56	17.90	30.56	30.56

Current Tax Year Interest as of 2/27/2013

Туре	Statement #	Balance	Interest	Fees	Total		
REAL	2013-14110150002	30,56	0.00	0.00		30,56	<u>Make</u> Payment

5 Year Tax History

Туре	Statement No.	Payment Date	Receipt No.	Tax Amount	Interest	Total Payment
REAL	2012- 14110150002	03-26-2012	2012-0439831	30.40	0.00	30.40
REAL	2011- 14110150002	02-06-2012	2011-0434435	29.12	6.12	35.24
REAL	2010- 14110150002	04-30-2010	2010-0358921	28.98	0.00	28.98
REAL	2008- 14110150002	06-09-2009	2008-0318862	. 30.23	7.56	37.79
REAL.	2009- 14110150002	06-09-2009	2009-0316864	29.53	1.48	31.01

Prior Tax Years Interest as of 2/27/2013 NO INFORMATION FOUND FOR THIS PARCEL

Filedate: 2/27/2013 4:00:00 AM



Renee Goodin Treasurer



Ownership Information

Current Owner: LARSON, R TERRANCE & VICKI A

TOKELAND, WA

P O BOX 580

98590-

300 Memorial Drive PO Box 98 South Bend, WA 98586 Phone: (360)875-9421 or 642-9421

Address:

Zipcode:

City, State:

Parcel Information

Parcel Number: 14110155160 Map Number: TL 141101 160

Situs:

Legal:

141101

Twp-Rge-Section

TAX 201

Current Tax Year 2013

Туре	Statement #	Gross Tax	Tax Amount Exempt	Net Tax	Misc Amnts	Total Tax	Balance
REAL	2013-14110155160	0.00	exempt 0	0.00	0.00	0.00	0.00

Current Tax Year Interest as of 2/27/2013

Total Interest Balance Statement # 0.00 Type 0.00 0.00 0.00 2013-14110155160 REAL

5 Year Tax History

NO RECEIPTS FOUND FOR THIS STATEMENT

Prior Tax Years Interest as of 2/27/2013 NO INFORMATION FOUND FOR THIS PARCEL

Filedate: 2/27/2013 4:00:00 AM





Renee Goodin Treasurer



300 Memorial Drive PO Box 98 South Bend, WA 98586 Phone: (360)875-9421 or 642-9421

Parcel Information

Parcel Number: 14110155419

Map Number: TL 141101 419 A

Situs:

Legal:

Twp-Rge-Section

141101

Ownership Information

Current Owner: LARSON, R TERRANCE & VICKI A

Address:

P O BOX 580

City, State:

TOKELAND, WA

Zipcode: 98590-

Current Tax Year 2013

Туре	Statement #	Gross Tax	Tax Amount Exempt	Net Tax	Misc Amnts	Total Tax	Balance
REAL	2013-14110155419	34.10	0	34.10	0.00	34.10	34.10

Current Tax Year Interest as of 2/27/2013

Type	Statement #	Balance		Interest	Fees	Total		
REAL	2013-14110155419		34.10	0.00	0.00		34.10	<u>Make</u>
								Payment

5 Year Tax History

Туре	Statement No.	Payment Date	Receipt No.	Tax Amount	Interest	Total Payment
REAL	2012- 14110155419	03-26-2012	2012-0439833	33,67	0.00	33.67
REAL.	2011- 141101 55 419	02-06-2012	2011-0434436	30.21	6.34	36,55
REAL	2010 - 14110155419	04-30-2010	2010-0358922	29.84	0.00	29.84
REAL	2008- 14110155419	06-09-2009	2008-0318866	33.18	8.30	41.48
REAL	2009- 14110155419	06-09-2009	2009-0318867	31.32	1.57	32.89

Prior Tax Years Interest as of 2/27/2013 NO INFORMATION FOUND FOR THIS PARCEL

Filedate: 2/27/2013 4:00:00 AM





300 Memorial Drive PO Box 98 South Bend, WA 98586 Phone: (360)875-9421 or 642-9421

Parcel Information

Ownership Information

Parcel Number: 14100755397

Current Owner: LARSON, R TERRANCE & VICKI A

Map Number: TL 141007 397 A

Address:

P Q BOX 580 TOKELAND, WA

Situs: Legal:

THIS IS IN SEC 7, 1, 2, 11 & 12;ALSO TAX 397 A IS IN RANGE 10 & 11

City, State: Zipcode:

98590-

Twp-Rge-Section

141007

Current Tax Year 2013

Туре	Statement #	Gross Tax	Tax Amount Exempt	Net Tax	Misc Amnts	Total Tax	Balance
REAL	2013-14100755397	159.79	. 0	159.79	0.00	159.79	159.79

Current Tax Year Interest as of 2/27/2013

Type	Statement #	Balance	Interest	Fees	Total		
REAL .	2013-14100755397	169.79	0.00	0.00		169.79	<u>Make</u> Payment

5 Year Tax History

Type	Statement No.	Payment Date	Receipt No.	Tax Amount	Interest	Total Payment
REAL	2012- 14100755397	03-26-2012	2012-0439832	157.79	0.00	157.79
REAL	2011 - 14100755397	02-06-2012	2011-0434437	141.57	29.73	171.30
REAL	2010- 14100 7 55397	04-30-2010	2010-0358920	139.80	0.00	139.80
REAL	2009- 141007553 9 7	10-30-2009	2009-0331512	73,37	0.00	73.37
REAL	2008- 14100755397	06-09-2009	2008-0318860	155.50	38.88	194.38
REAL	2009- 141007 5539 7	06-09-2009	2009-0318863	73,38	7.34	80.72

Prior Tax Years Interest as of 2/27/2013 NO INFORMATION FOUND FOR THIS PARCEL

Filedate: 2/27/2013 4:00:00 AM





300 Memorial Drive PO Box 98 South Bend, WA 98586 Phone: (360)875-9421 or 642-9421

Parcel Information

Parcel Number: 14111250007

Map Number: 141112 LOT 07

Situs: Legal:

GOV LOTS 8-10; LS M&B~

Twp-Rge-Section

14111222

Ownership Information

Current Owner: LARSON, R TERRANCE & VICKI A

Address:

P O BOX 580

City, State:

TOKELAND, WA

Zipcode:

98590-

Current Tax Year 2013

	Туре	Statement #	Gross Tax	Tax Amount Exempt	Net Tax	Misc Amnts	Total Tax	Balance
REAL		2013-14111250007	574.82	517.34	57.48	18.21	75.69	75.69

Current Tax Year Interest as of 2/27/2013

Туре	Statement #	Balance		Interest	Fees	Total		
REAL	2013-14111250007	4	75.69	0.00	0.00		75.69	Make
	•							Payment

5 Year Tax History

Type	Statement No.	Payment Date	Receipt No.	Tax Amount	Interest	Total Payment
REAL	2012- 14111250007	03-26-2012	2012-0439834	74.98	0.00	74.98
REAL	2011- 14111250007	02-06-2012	2011-0434438	69.13	14.52	83.65
REAL	2010- 14111250007	04-30-2010	2010-0358923	68.50	0.00	68.50
REAL	2009- 14111250007	10-30-2009	2009-0331513	26,40	0.00	26.40
REAL	2009 - 14111250007	06-09-2009	2009-0318868	26,40	2.64	29.04

Prior Tax Years Interest as of 2/27/2013 NO INFORMATION FOUND FOR THIS PARCEL

Filedate: 2/27/2013 4:00:00 AM

	ı						
	12112133018	RES	28005 L PL	LARSON, LYNN L	Information	<u>Information</u>	Map
	11112242068	RES	4305 166TH LN	LARSON, MICHAEL D & KAREN Z	Assessor Information	<u>Treasurer</u> Information	<u>Map</u>
	10090892142	RES	267 KNAPPTON RD	LARSON, NANCY	Assessor Information	<u>Treasurer</u> Information	<u>Map</u>
	75016000358	RES	1703 256TH PL	LARSON, PATRICIA L	Assessor Information	<u>Treasurer</u> Information	<u>Map</u>
	75016000359	RES		LARSON, PATRICIA L	Assessor Information	<u>Treasurer</u> <u>Information</u>	<u>Мар</u>
	75016000365	RES		LARSON, PATRICIA L	Assessor Information	<u>Treasurer</u> <u>Information</u>	Map
	76006018005	RES	3312 281ST ST		Assessor Information	<u>Treasurer</u> <u>Information</u>	Man
Χ	14100755397	RES		LARSON, R TERRANCE & VICKI A	Assessor Information	<u>Treasurer</u> Information	<u>Map</u>
X	14110150002	FARM		LARSON, R TERRANCE & VICKI A	Assessor Information	Treasurer Information	<u>Map</u>
X	14110155160	RES		LARSON, R TERRANCE & VICKI A	Assessor Information	Treasurer Information	<u>Мар</u>
X	14110155419	RES		LARSON, R TERRANCE & VICKI A	Assessor Information	Treasurer Information	<u>Map</u>
	14111144041	RES		LARSON, R TERRANCE & VICKI A	Assessor Information	<u>Treasurer</u> <u>Information</u>	Map
	14111243015	RES	2918 WHEELER AVE	LARSON, R TERRANCE & VICKI A	Assessor Information	<u>Treasurer</u> <u>Information</u>	Мар
X	14111250007	FARM		LARSON, R TERRANCE & VICKI A	Assessor Information	<u>Treasurer</u> <u>Information</u>	<u>Map</u>
	78030006013	RES	,	LARSON, R TERRANCE & VICKI A	Assessor Information	Treasurer Information	<u>Map</u>
	12112223018	RES	29107 SANDRIDGE RD	LARSON, RALEIGH & BECKY LARSON, RALEIGH &	Assessor Information	Treasurer Information	Мар
	12112223019	RES		BECKY	Assessor Information	<u>Treasurer</u> <u>Information</u>	Map
	79534000004	RES		LARSON, ROGER WET	Assessor Information	<u>Treasurer</u> <u>Information</u>	Мар
	11083333000	FARM		LARSON, TERRY & TRACY	Assessor Information	<u>Treasurer</u> <u>Information</u>	<u>Map</u>
	73026099203	RES	1100 32ND ST	LARSON, THOMAS J & MARGARET A	Assessor Information	<u>Treasurer</u> <u>Information</u>	Мар
	75016003101	RES	1501 262ND PL	LARSON, TODD A & DONNA	Assessor Information	<u>Treasurer</u> <u>Information</u>	<u>Map</u>
	14111143046	RES		LARSON, VICKI A	Assessor Information	<u>Treasurer</u> <u>Information</u>	<u>Map</u>
	10111531060	RES	6810 NEWT LN	LARSON, VICTOR	Assessor Information	Treasurer Information	Map
	78003000019	RES	1070 WHIPPLE AVE	LARSON, VIOLA I	Assessor Information	<u>Treasurer</u> <u>Information</u>	Мар



BUILDING • ENVIRONMENTAL HEALTH • PLANNING

Department of Community Development

LAND APPLICATION of SHELLFISH BY-PRODUCTS

PERMIT PROCESS

Plan of Operation must include the following:

- Description of the wastes to be applied
 - Fresh crab and shrimp shells as organic fertilizer.
- How the wastes will be handled including:
 - Transportation of waste to the site
 - Fresh crab and shrimp shells will be transported by dump truck,
 rolloff truck or truck/trailer from city of Westport to Tokeland.
 - Description of how the waste will be applied to the site
 - How will the equipment be calibrated to ensure that waste is applied at the agronomic rate?
 - The product will be dumped and immediately spread out over the land, on a rotating field basis. A cropping pattern will be implemented, on a rotating field basis. We are working with Don Tapio, WSU Farm advisor and well as WSU soil conservation service on developing a cropping pattern.
 - Eventually, we anticipate purchasing a manure spreader truck and/or tow behind unit which will evenly distribute the product over the property.
 - Will the waste remain on the surface of the land, injected or tilled into the soil?
 - Fresh crab and shrimp shells will be dumped, and spread out on the surface on an even basis, then scredded, and then tilled into the soil as organic fertilizer.
 - How will crop and livestock management affect how and when the waste is applied?
 - The Nelson Stock Ranch property has been leased for cattle operations in the past. The existing lease has been terminated, effective January 1, 2012. Therefore, livestock management will not be an issue on the farm.
 - Will there be any restrictions on the application based upon climate factors such as high ground water, frozen soils, flooding, etc?
 - No. The property will be applied on the uplands on Kindred Island during the winter and spring wet months.

- o Description of how the waste is managed during storage and application to control nuisance factors (pests, odors, etc)
 - The fresh crab and shrimp shells are dumped, and immediately spread out evening over the property. During the spring and summer months, after product is spreah out, it will be immediately tilled into the soil via a disc or tiller attachment on tractors.
- Spill response plan including contact information for all people notified in the event of a spill
 - Pacific County Department of Community Development Faith Taylor-Eldred, Director 1216 W. Robert Bush Drive South Bend, WA 98546 360.875.9356
- Description of how groundwater will be protected if seasonal high groundwater is three feet or less from the surface
 - O Kindred Island is the highest elevation property in the Tokeland peninsula. During the winter and spring, when water table is at the highest, the product will be spread out on the upland portions and spread out evenly. We will not be able to physically drive and dump with either dump truck, rolloff truck, or tractor truck and trailer in areas affected by a shallow water table.
- Forms used to record volumes, weights, and waste application data
 - See attached.

Permit Application

- Contact information for:
 - Applicant(s)
 - Salt Aire Inc. (Richard Bambauer & Kimberly Bambauer)
 - P.O. Box 420
 - Grayland, Washington 98547
 - **559.994.3356**
 - bambauerag@msn.com
 - Larson Property Management (R. Terrance Larson & Vickie A. Larson)
 - P.O. Box 580
 - Tokeland, Washington 98590
 - 360.267.2400
 - fvtriciarae@comcast.net

- R. Terrance Larson & Vickie A. Larson(Larson Property Management)
- P.O. Box 580
- Tokeland, Washington 98590
- **360.267.2400**
- fvtriciarae@comcast.net
- Statement of intended use that includes the benefits obtained from land application
- Analysis of the waste
 - o What is being applied?
 - Fresh crab and shrimp shells generated from processing facilities in Westport, Washington.
 - o How is the material generated and treated?
 - By product from processing of fresh crab and shrimp.
 - o Is the material known by any pseudonym or trade name?
 - unknown
 - O What is the potential that the material will generate nuisance odors or attract pests/vectors?
 - There is the potential for odors from crab and shrimp shells. Most of the odor concerns will be with shrimp shells in the summer months. With the product being immediately spread shredded and then tilled into the soil, the odors and pests should be greatly minimized. In addition, the area where the product is being spread is over a mile from residences. In the warmer summer months, lime can be spread over the shells and spread out to reduce odors. We are aware of the potential when easterly winds come up and will do everything we can on a timely basis to minimize odors and pests.
 - Analysis of the pollutant concentrations of the following (dry weight basis):
 See attached chemical analysis provided by Pacific Seafood.
 - Total arsenic
 - Total barium
 - Total cadmium
 - Total chromium
 - Total copper
 - Total lead
 - Total mercury
 - Total molybdenum
 - Total nickel
 - Total selenium
 - Total zinc

- o Analysis of the nutrients of the following (dry weight basis): See attached chemical analysis provided by Pacific Seafood.
 - Total Kjeldahl nitrogen
 - Total nitrate-nitrogen
 - Total ammonia
 - Total ammonium nitrogen
 - Total phosphorus
 - Extractable potassium
- Analysis of physical/chemical parameters See attached chemical analysis provided by Pacific Seafood.
 - Total solids
 - Total volatile solids
 - pH
 - electrical conductivity
 - total organic carbon
- o Any known or suspected pathogens associated with the material?
 - unknown
- Concentration of fecal coliform bacteria per gram (CFU or MPN) of dry solid material. See attached chemical analysis provided by Pacific Seafood.
- Comprehensive site characterization including:
 - Description of current practices and past practices that includes application
 of wastes/soil amendments/manures/biosolids/fertilization, usage of the site
 (livestock, crops, etc), and any potential changes to management practices
 - Description of the climate that includes typical percipitation, precipitation for
 25-year storm, temperatures and seasonal variations
 - Kindred Island is located in Zone 5 of the Sunset climate zones. This includes marine influence along the Northwest coast, Puget Sound, and South Vancouver Island. Summer high temperatures run between 65 to 70° along the coast and 70 to 75° inland.
 - Potential for run-on and runoff and typical depths of seasonal high groundwater
 - o Analysis of soil nutrients in the upper two feet of soil in one foot increments
 - See attached soil series descriptions from soil survey.
 - Site map showing property boundaries and ownership of adjacent properties with application areas clearly marked and latitude/longitude of approx. center of each site
 - See attached
 - o Topographic relief map of site
 - See attached

- o Additional information
 - Street address, if applicable
 - Kindred Island, Pacific County, Washington
 - Zoning classification
 - Mixed Use Tokeland
 - Means of access to site
 - Paved road access to the site is via State Route 105 along the northerly boundary as well as direct access via Tokeland Road. Direct access from Tokeland Road is via a gravel road and graveled and rock dike to Kindred Island.
 - Size of site, in acres, and if applicable, size of individual application areas
 - 400 acres, more or less
 - Location and size of storage areas
 - Not applicable.
 - Adjacent properties, uses and zoning
 - See attached zoning map
 - Wetland delineation
 - Not applicable. Product is being spread out over existing farm fields.
 - Location of wellhead protection areas
 - None.
 - Seasonal surface water bodies on the site or perennial surface water within one-quarter mile of site
 - Willipa Bay, Kindred Slough and Teal Duck Slough.
 - Location of all wells within one-quarter mile of application boundaries
 - None.
 - Any setbacks or buffers
 - Location of any critical areas or habitat
 - Kindred Slough and Teal Duck Slough as well as Willipa Bay
 - Copy of Natural Resources Conservation Service soil survey map that includes distribution of soil types
 - See attached
 - Description of soil types, textural classes and soil depths present as determined by NRCS soil survey or actual field measurements
 - See attached

ENVIRONMENTAL CHECKLIST

Purpose of checklist:

The State Environmental Policy Act (SEPA), chapter 43.21C RCW, requires all governmental agencies to consider the environmental impacts of a proposal before making decisions. An environmental impact statement (EIS) must be prepared for all proposals with probable significant adverse impacts on the quality of the environment. The purpose of this checklist is to provide information to help you and the agency identify impacts from your proposal (and to reduce or avoid impacts from the proposal, if it can be done) and to help the agency decide whether an EIS is required.

Instructions for applicants:

This environmental checklist asks you to describe some basic information about your proposal. Governmental agencies use this checklist to determine whether the environmental impacts of your proposal are significant, requiring preparation of an EIS. Answer the questions briefly, with the most precise information known, or give the best description you can.

You must answer each question accurately and carefully, to the best of your knowledge. In most cases, you should be able to answer the questions from your own observations or project plans without the need to hire experts. If you really do not know the answer, or if a question does not apply to your proposal, write "do not know" or "does not apply." Complete answers to the questions now may avoid unnecessary delays later.

Some questions ask about governmental regulations, such as zoning, shoreline, and landmark designations. Answer

these questions if you can. If you have problems, the governmental agencies can assist you.

The checklist questions apply to all parts of your proposal, even if you plan to do them over a period of time or on different parcels of land. Attach any additional information that will help describe your proposal or its environmental effects. The agency to which you submit this checklist may ask you to explain your answers or provide additional information reasonably related to determining if there may be significant adverse impact.

Use of checklist for nonproject proposals:

Complete this checklist for nonproject proposals, even though questions may be answered "does not apply." IN ADDITION, complete the SUPPLEMENTAL SHEET FOR NONPROJECT ACTIONS (part D).

For nonproject actions, the references in the checklist to the words "project," "applicant," and "property or site" should be read as "proposal," "proposer," and "affected geographic area," respectively.

A. BACKGROUND

- 1. Name of proposed project, if applicable: Nelson Stock Ranch Kindred Island
- Larson Property Management, LLC 2. Name of applicant:
- 3. Address and phone number of applicant and contact person: R. Terrance Larson. P.O. Box 580, Tokeland, Washington 98590, 360.267.2400 or 360.580.9906.
- 4. Date checklist prepared:

April 23, 2013

5. Agency requesting checklist:

Pacific County Department of Community Development

6. Proposed timing or schedule (including phasing, if applicable):

Land application of crab shells for fertilizer and soil amendments typically will run from December to March of each year, with small amounts of crab shells from (Washington Crab and Custom Seafood Services) delivered in the summer months. Land application of shrimp shells for fertilizer and soil amendments typically will run from April through September of each year.

7. Do you have any plans for future additions, expansion, or further activity related to or connected with this proposal? If yes, explain. None at this time.

8. List any environmental information you know about that has been prepared, or will be prepared, directly related to this proposal.

Soil tests prepared by Pacific County (Agri-Check on March 2, 2012. Crab shell fertilizer analysis prepared by Dellavalle Laboratory, dated March 21, 2012; U.S. Geologic Survey Open file Report 2002-46, Large Dash Scale Cycles of Holocene Deposition and Erosion at the Entrance to Willapa Bay, Washington, Implications for Future Land Loss and Coastal Change (prepared for Southwest Washington Coastal Erosion Study in cooperation with The Washington Department of Ecology and U.S. Army Corps of Engineers); Pacific County Seafood By-Product Utilization Study Final Report, dated January 28,2004; Hydrogeologic and Water Quality Reconnaissance of the Artesian Aquifer Under the Shoalwater Bay Indian reservation and Tokeland Peninsula Pacific County, Washington, 1998-1999; Pacific County Critical Areas and Resource Lands Ordinance No. 147 and Amendments to Ordinance No 147 contained in Ordinance No. 147A...

In addition, the permit holders will conduct semi-annual soils tests to be performed in spring and fall of each year of operation.

- 9. Do you know whether applications are pending for governmental approvals of other proposals directly affecting the property covered by your proposal? If yes, explain. No.
- 10. List any government approvals or permits that will be needed for your proposal, if known. Pacific County Land Application / Solid Waste Permit and Pacific County Planning Permit Noxious Weed Cleanup (shorelines)
- 11. Give brief, complete description of your proposal, including the proposed uses and the size of the project and site. There are several questions later in this checklist that ask you to describe certain aspects of your proposal. You do not need to repeat those answers on this page. (Lead agencies may modify this form to include additional specific information on project description.)

The Land Application proposal consists of applying fresh crab shells and fresh shrimp shells and organic fertilizer and soil amendment to the Nelson Stock Ranch located in Tokeland, Washington, in Pacific County. The organic shells currently are transported to the site from three (3) separate processors located in Westport, Washington (Washington Crab Producers, Westport Seafoods and Ocean Gold Seafoods) and one processor located in Tokeland Washington (Custom Seafood Services, Inc). This organic fertilizer is part of an existing farming operation at Kindred Island on the Nelson Stock Ranch.

The uplands portion of the Nelson Stock Ranch consist of approximately 141.69 acres where the organic shells will be spread and disced into the soil. In addition, there are approximately 347 acres of diked, reclaimed tidelands being located seaward and inland of the dike which traverses Kindred Island.

12. Location of the proposal. Give sufficient information for a person to understand the precise location of your proposed project, including a street address, if any, and section, township, and range, if known. If a proposal would occur over a range of area, provide the range or boundaries of the site(s). Provide a legal description, site plan, vicinity map, and topographic map, if reasonably available. While you should submit any plans required by the agency, you are not required to duplicate maps or detailed plans submitted with any permit applications related to this checklist.

The Nelson Stock Ranch, located in Pacific County, Washington, commonly known as Kindred Island.

UPLANDS IN SECTION 1, TOWNSHIP 14 NORTH, RANGE 11 WEST OF W.M., PACIFIC County, WASHINGTON, THE FOLLOWING:

PARCEL 1:

Government Lots 1 and 2.

PARCEL 9:

All tidelands of the Second Class conveyed by the State of Washington situated in front of, adjacent to or abutting upon Lot 8 in Section 1, Township 14 North, Range 11 West of W.M., Pacific County, Washington extending to the line of Mean Low Tide, with a frontage of 3.00 lineal chains, more or less;

EXCEPTING all tidelands, heretofore applied to for the Cultivation of Oysters.

PARCEL 10:

All tidelands of the second class as conveyed by the State of Washington situate in front of, adjacent to or abutting upon Lots 4, 5 and 6 of Section 1, Township 14 North, Range 11 West of W.M., Pacific County, Washington, having a total frontage of 73.05 lineal chains.

PARCEL 16:

All tidelands of the second class as conveyed by the State of Washington situate in front of, adjacent to or abutting upon Lots 1, 2 and 3 of Section 1; Lots 4, 5, 6 and 7 of Section 2; Lots 4 and 5 of Section 11; Lots 5, 6, 7, 8, 9 and 10 of Section 12 all in Township 14 North, Range 11 West of W.M., and Lot 2 of Section 7 Township 14 North, Range 10 West of West of W.M.,

EXCEPTING those portions of the tidelands included in Oyster Tracts previously conveyed by the State of Washington, having a total frontage of 294.26 lineal chains, more or less, subject to any easement which may be required by the construction of the proposed Olympia, Grays Harbor, Willapa Harbor, Columbia River Ship Canal.

PARCEL 18A:

Government Lots 7, 8, 9 and 10; in Section 12, Township 14 North, Range 11 West, W.M., in Pacific County, Washington.

A location Map of the Project site is attached hereto.

B. ENVIRONMENTAL ELEMENTS

1. Earth

- a. General description of the site (circle one): <u>Flat</u>, rolling, hilly, steep slopes, mountainous, other
- b. What is the steepest slope on the site (approximate percent slope)? Less than 1% slope. The site has been leveled in the past.
- c. What general types of soils are found on the site (for example, clay, sand, gravel, peat, muck)? If you know the classification of agricultural soils, specify them and note any prime farmland.
 104-Ocosta Silty Clay Loam, capability unit IVw; 153- Westport Fine Sand, 3-10% slopes, capability unit IIIs; Yaquina
 - Loamy Fine Sand, capability unit Vw.
- d. Are there surface indications or history of unstable soils in the immediate vicinity? If so, describe.
 - None, surrounding areas are basically flat with mostly residential or agricultural development. .
- e. Describe the purpose, type, and approximate quantities of any filling or grading proposed.

 Indicate source of fill. There will be no fill as a result of the Project. Grading will consist of agricultural discing of existing agricultural fields.
- f. Could erosion occur as a result of clearing, construction, or use? No erosion is anticipated as a result of the project.
- g. About what percent of the site will be covered with impervious surfaces after project construction (for example, asphalt or buildings)?
- h. Proposed measures to reduce or control erosion, or other impacts to the earth, if any: N/A

2. Air

- a. What types of emissions to the air would result from the proposal (i.e., dust, automobile, odors, industrial wood smoke) during construction and when the project is completed? If any, generally describe and give approximate quantities if known.
 - Approximately quantities are unknown; however these will be some dust emissions during discing and driving along gravel and dirt farm roads. There will be additional emissions from vehicles and farm equipment. No industrial smoke will occur,
- b. Are there any off-site sources of emissions or odor that may affect your proposal? If so, generally describe.

 Tide flats located around the Tokeland Peninsula as well as garbage roll off dumpsters located at the Shoalwater Bay Indian Casino, Gymnasium, Service Station and Tokeland Marina.
- c. Proposed measures to reduce or control emissions or other impacts to air, if any:

The project is not envisioned to be of significant scale to generate more than short term emissions.

The crab shells and shrimp are delivered to the site are delivered primarily in sealed trailers from Washington Crab and Ocean Gold facilities located in Westport, Washington or a covered dump truck. Crab sells from Custom Seafood Services in Tokeland are delivered via covered bins on a flatbed truck. When the trailers are emptied on the fields in piles, these piles are immediately spread out and disced into the soil.

Mitigation measures to minimize odors are as follows:

- 1. All piles of crab and shrimp shells delivered on the property will be spread and disced within 24 hours of arrival on the ranch.
- 2. Loaded trailers from the Processing facilities in Westport will be delivered to the fields within 36 hours of trailers being full.
- 3. A majority of the shrimp shells delivered from Washington Crab are run through a press at the plant, extracting the water from the shells,

3. Water

a. Surface:

1) Is there any surface water body on or in the immediate vicinity of the site (including year-round and seasonal streams, saltwater, lakes, ponds, wetlands)? If yes, describe type and provide names. If appropriate, state what stream or river it flows into.

Teal Duck Slough and Kindred Slough. There are no streams or rivers in the immediate vicinity.

- 2) Will the project require any work over, in, or adjacent to (within 200 feet) the described waters? If yes, please describe and attach available plans. No.
- 3) Estimate the amount of fill and dredge material that would be placed in or removed from surface water or wetlands and indicate the area of the site that would be affected. Indicate the source of fill material. None.
- 4) Will the proposal require surface water withdrawals or diversions? Give general description, purpose, and approximate quantities if known.

Yes, surface water from Points of Diversion off Teal Duck Slough and Kindred Slough

- 5) Does the proposal lie within a 100-year floodplain? If so, note location on the site plan.

 Yes, portions of the property are located within the 100-year flood. FEMA Map attached with location of subject property.
- 6) Does the proposal involve any discharges of waste materials to surface waters? If so, describe the type of waste and anticipated volume of discharge. None.

b. Ground:

- 1) Will groundwater be withdrawn, or will water be discharged to ground water? Give general description, purpose, and approximate quantities if known.
 - Groundwater will be withdrawn in the future with installation of pumps and wells for agricultural purposes.
- 2) Describe waste material that will be discharged into the ground from septic tanks or other sources, if any (for example: Domestic sewage; industrial, containing the following chemicals. . . ; agricultural; etc.). Describe the general size of the system, the number of such systems, the number of houses to be served (if applicable), or the number of animals or humans the system(s) are expected to serve. None.
- c. Water runoff (including stormwater):
 - 1) Describe the source of runoff (including storm water) and method of collection and disposal, if any (include quantities, if known). Where will this water flow? Will this water flow into other waters? If so, describe. Potential for irrigation tail water runoff if irrigated crops are grown. Tail water ditches and return (recycling systems) would be installed to minimize any runoff into Teal Duck Slough of Kindred Slough..
 - 2) Could waste materials enter ground or surface waters? If so, generally describe. No.
- d. Proposed measures to reduce or control surface, ground, and runoff water impacts, if any:
 None anticipated as a result of the project at this time.

4.	Pla	nts

a.	Check of	or	circle	types	of	vegetation	found	on	the	site
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X_____ deciduous tree: alder, maple, aspen, other

X_____evergreen tree: fir, cedar, pine, other

X____shrubs

X____grass

X____pasture

X_____ crop or grain

wet soil plants: cattail, buttercup, bullrush, skunk cabbage, other

X_____ water plants: water lily, eelgrass, milfoil, other

- other types of vegetation

b. What kind and amount of vegetation will be removed or altered?

Noxious weeds such as Gorse, Scotch Broom and Tansy will be removed.

- c. List threatened or endangered species known to be on or near the site.
 - We understand according to the U.S. Fish and Wildlife Service (USFWS) the Bald Eagle is a listed species in the vicinity; however, at this time no known nesting is occurring in the immediate vicinity of the site.
- d. Proposed landscaping, use of native plants, or other measures to preserve or enhance vegetation on the site, if any: None.

5. Animals

a. Circle any birds and animals which have been observed on or near the site or are known to be on or near the site:

birds: hawk, heron, eagle, songbirds, other:

mammals: deer, bear, elk, beaver, other:

fish: bass, salmon, trout, herring, shellfish, other:

a. List any threatened or endangered species known to be on or near the site.'

Reference to response to c) above.

- c. Is the site part of a migration route? If so, explain.
 Peregrine falcons may occur in the vicinity of the site during spring and fall migration (USFWS, 1999).
- d. Proposed measures to preserve or enhance wildlife, if any:

 None, other than to take every measure to not to disturb existing on-site trees or adjacent wetlands, or create runoffs which adversely affect nearby bodies of water.

6. Energy and natural resources

- a. What kinds of energy (electric, natural gas, oil, wood stove, solar) will be used to meet the completed project's energy needs? Describe whether it will be used for heating, manufacturing, etc. Electricity.
- b. Would your project affect the potential use of solar energy by adjacent properties? If so, generally describe. No.
- c. What kinds of energy conservation features are included in the plans of this proposal? List other proposed measures to reduce or control energy impacts, if any: None.

7. Environmental health

- a. Are there any environmental health hazards, including exposure to toxic chemicals, risk of fire and explosion, spill, or hazardous waste, that could occur as a result of this proposal? If so, describe. None anticipated.
 - 1) Describe special emergency services that might be required.

 Fire, critical medical condition of owner or employees, and relief services in the event of a natural disaster, (earthquake or Tsunami) or accident while working on the farm.
 - 2) Proposed measures to reduce or control environmental health hazards, if any: N/A

- "-

b. Noise

- 1) What types of noise exist in the area which may affect your project (for example: traffic, equipment, operation, other)? Tractors, diesel trucks and pickups
- 2) What types and levels of noise would be created by or associated with the project on a short-term or a long-term basis (for example: traffic, construction, operation, other)? Indicate what hours noise would come from the site.

Minor diesel trucks, dump trucks, and tractors, Typical operation would be from 7:00 am to 10:00 pm.

3) Proposed measures to reduce or control noise impacts, if any: Limit hours of to those identified above; no controls are noted at this time for modest truck traffic.

8. Land and shoreline use

- a. What is the current use of the site and adjacent properties? The current and historical use of the property is existing and ongoing agriculture. There are adjacent agricultural uses to the north of the Project Site. There are wetlands in Kindred Slough on the west and Teal Duck Slough on the east of the subject site. Willapa Bay is located to the southeast.
- b. Has the site been used for agriculture? If so, describe.Yes. The property has been used for existing and ongoing agriculture since the late 1800's
- c. Describe any structures on the site. None.
- d. Will any structures be demolished? If so, what? No.
- e. What is the current zoning classification of the site? Mixed Use Tokeland
- f. What is the current comprehensive plan designation of the site? Mixed Use
- g. If applicable, what is the current shoreline master program designation of the site? N/A
- h. Has any part of the site been classified as an "environmentally sensitive" area? If so, specify. No.
- i. Approximately how many people would reside or work in the completed project? The number of employees is unknown. Presently there are 6 employees.
- j. Approximately how many people would the completed project displace? None.
- k. Proposed measures to avoid or reduce displacement impacts, if any: N/A
- 1. Proposed measures to ensure the proposal is compatible with existing and projected land uses and plans, if any: N/A

9. Housing

- a. Approximately how many units would be provided, if any? Indicate whether high, middle, or low-income housing. N/A
- b. Approximately how many units, if any, would be eliminated? Indicate whether high, middle, or low-income housing. None.
- c. Proposed measures to reduce or control housing impacts, if any: N/A

10. Aesthetics

a. What is the tallest height of any proposed structure(s), not including antennas; what is the principal exterior building material(s) proposed?

A proposed shop building/equipment barn would not exceed 35 feet in height.

- b. What views in the immediate vicinity would be altered or obstructed? None.
- c. Proposed measures to reduce or control aesthetic impacts, if any: N/A

11. Light and glare

- a. What type of light or glare will the proposal produce? What time of day would it mainly occur? A security light on a proposed shop building /equipment barn would be controlled to some on at dusk and off at dawn.
- b. Could light or glare from the finished project be a safety hazard or interfere with views? No.
- c. What existing off-site sources of light or glare may affect your proposal?
 Shoalwater Bay Casino, Georgetown Gas Station and Residential housing in Tokeland.
- d. Proposed measures to reduce or control light and glare impacts, if any: None.

12. Recreation

a. What designated and informal recreational opportunities are in the immediate vicinity?

Golf - Tokeland Golf Links

Fishing - Tokeland Marina

Bird Watching

Beach activities

Shoalwater Bay Gym

Shoalwater Bay Casino

Art Studios

Camping

- b. Would the proposed project displace any existing recreational uses? If so, describe. None.
- c. Proposed measures to reduce or control impacts on recreation, including recreation opportunities to be provided by the project or applicant, if any: None.

13. Historic and cultural preservation

- a. Are there any places or objects listed on, or proposed for, national, state, or local preservation registers known to be on or next to the site? If so, generally describe. Tokeland Hotel.
- b. Generally describe any landmarks or evidence of historic, archaeological, scientific, or cultural importance known to be on or next to the site. None known.
- c. Proposed measures to reduce or control impacts, if any: N/A

14. Transportation

- a. Identify public streets and highways serving the site, and describe proposed access to the existing street system. Show on site plans, if any. Public Street is Tokeland Road. Access is via a gravel road off Tokeland Road. Public Highway is State Route 105. Direct frontage along State Route 105.
- b. Is site currently served by public transit? If not, what is the approximate distance to the nearest transit stop? No. Grayland is the closest stop for transit, coming from Westport, approximately 12 miles from the property site and returning to Westport.
- c. How many parking spaces would the completed project have? How many would the project eliminate? None.
- d. Will the proposal require any new roads or streets, or improvements to existing roads or streets, not including driveways? If so, generally describe (indicate whether public or private). Yes. The project will require periodic applications of gravel to existing roads and dike roads.
- e. Will the project use (or occur in the immediate vicinity of) water, rail, or air transportation? If so, generally describe. No.
- f. How many vehicular trips per day would be generated by the completed project? If known, indicate when peak volumes would occur.

The number of vehicular trips is unknown.

g. Proposed measures to reduce or control transportation impacts, if any: No proposed measures are suggested at this time, as the impacts are relatively light and no public transit services the area.

15. Public services

- a. Would the project result in an increased need for public services (for example: fire protection, police protection, health care, schools, other)? If so, generally describe. No.
- b. Proposed measures to reduce or control direct impacts on public services, if any. N/A

16. Utilities

a. Circle utilities currently available at the site: electricity, natural gas, water, refuse service, telephone, sanitary sewer, septic system, other. Electricity is located adjacent to the property. There is a proposed Power Substation located along State Route 105, just north of the Project Site. The site was purchased from the Applicant by the PUD. As a condition of the sale, the PUD will provide electrical service to the property.

b. Describe the utilities that are proposed for the project, the utility providing the service, and the general construction activities on the site or in the immediate vicinity which might be needed.
 Pacific County PUD will provide electrical service upon the completion of the new substation located north of the Project Site.

C. SIGNATURE

The above answers are true and complete to the best of my knowledge. I understand that the lead agency is relying on them to make its decision.

Date Submitted: April 24, 2013

Signature:

R. TERRANCE LARSON AND VICKLA-LARSON

P Terrance I arson

Vicki A. Larson

D. SUPPLEMENTAL SHEET FOR NONPROJECT ACTIONS

(do not use this sheet for project actions)

Because these questions are very general, it may be helpful to read them in conjunction with the list of the elements of the environment.

When answering these questions, be aware of the extent the proposal, or the types of activities likely to result from the proposal, would affect the item at a greater intensity or at a faster rate than if the proposal were not implemented. Respond briefly and in general terms.

1. How would the proposal be likely to increase discharge to water; emissions to air; production, storage, or release of toxic or hazardous substances; or production of noise?

The land application of crab shells and shrimp shells as organic fertilizer as a soil amendment will be applied at an agronomic rate. Agricultural crops will be planted on the fields where crab and shrimp shells have been applied. Crab shell application in the winter months will be spread out of the higher elevation uplands on the property.

Proposed measures to avoid or reduce such increases are:

As part of an existing and on-going agricultural operation, semi-annual soil tests will be completed by qualified agricultural testing laboratories in the spring and fall to assist in cropping patterns as part of the agronomic rate applications.

Product applications will be concentrated on the highest elevation upland portions of the property during the winter months when the water table is at the highest.

The crab shells and shrimp are delivered to the site are delivered primarily in sealed trailers from Washington Crab and Ocean Gold facilities located in Westport, Washington or a covered dump truck. Crab sells from Custom Seafood Services in Tokeland are delivered via covered bins on a flatbed truck. When the trailers are emptied on the fields in piles, these piles are immediately spread out and disced into the soil.

Mitigation measures to minimize odors are as follows:

All piles of crab and shrimp shells delivered on the property will be spread and disced within 24 hours of arrival on the ranch.

Loaded trailers from the Processing facilities in Westport will be delivered to the fields within 36 hours of trailers being full.

Shrimp shells delivered from Washington Crab are run through a press at the plant, extracting the water from the shells.

2. How would the proposal be likely to affect plants, animals, fish, or marine life?

The project will be a benefit to animals and wildlife from the plantings of crops on the project site as part of an existing and on-going farming operation. There will be no affect to plants, fish or marine life.

minimized as a result of this project.

Proposed measures to protect or conserve plants, animals, fish, or marine life are:

The farm fields where the crab shells and shrimp shells are applied will be planted to a variety of crops. This will be a positive impact to wildlife.

3. How would the proposal be likely to deplete energy or natural resources?
The project is a totally "Green" project. Instead of taking crab shells and shrimp shells to landfills, this organic material is applied as soil amendments and organic fertilizer locally. The delivery time, carbon footprint, and odors are greatly

Proposed measures to protect or conserve energy and natural resources are:

The project is a grain in terms of energy consumption and carbon footprint. Instead of having a large commercial garbage company pick up roll off bins and the local processing facilities, then trucking to a transfer station in Aberdeen, then either trucked or transported via rail to landfills in eastern Washington, we keep the product within 20 miles from the processing facilities to the farm fields in Tokeland.

4. How would the proposal be likely to use or affect environmentally sensitive areas or areas designated (or eligible or under study) for governmental protection; such as parks, wilderness, wild and scenic rivers, threatened or endangered species habitat, historic or cultural sites, wetlands, floodplains, or prime farmlands?

There would be no affect to environmentally sensitive areas, endangered species habitat, historic or cultural sites. The land application of organic crab and shrimp shells is located on uplands on existing and on-going agricultural fields. The soils located on the property are not considered prime farmlands.

Proposed measures to protect such resources or to avoid or reduce impacts are: None proposed at this time.

5. How would the proposal be likely to affect land and shoreline use, including whether it would allow or encourage land or shoreline uses incompatible with existing plans?

There would be no effect on land and shoreline use. The proposal consists of existing and on-going agricultural operations on the Nelson Stock Ranch Property.

Proposed measures to avoid or reduce shoreline and land use impacts are: None proposed at this time

6. How would the proposal be likely to increase demands on transportation or public services and utilities? None known.

Proposed measures to reduce or respond to such demand(s) are: None proposed at this time

7. Identify, if possible, whether the proposal may conflict with local, state, or federal laws or requirements for the protection of the environment.

None known. The application will consist of part of an existing and on-going agricultural operation.

Pacific County **Department** of Community Development

PLANNING • ENVIRONMENTAL HEALTH • BUILDING

SOUTH BEND OFFICE **Courthouse Annex** 216 W. Robert Bush Drive P.O. Box 68 South Bend, WA 98586 ebsite: www.co.pacific.wa.us

(360) 875-9356 FAX (360) 875-9304 Tokeland (360) 267-8356 Naselle (360) 484-7356



PACIFIC COUNTY COURTHOUSE National Historic Site

LONG BEACH OFFICE South County Administration Facility 7013 Sandridge Road Long Beach, WA 98631 Website: www.co.pacific.wa.us

> (360)642-9382 FAX (360) 642-9387 Naselle (360) 484-7382 Tokeland (360) 267-8382

"Pacific County is an equal opportunity provider and employer."

May 6, 2013

Law Offices of Charles Craig Holley 220 - 23rd Avenue E. Suite #202 Seattle, WA 98122

SEPA review for land application permit for Larson Property Management, LLC RE:

Dear Mr. Holley:

After review of the SEPA Environmental Checklist provided by Larson Property Management LLC, further information must be provided before a determination of significant adverse impact can be decided on your proposal.

Please provide the following additional information in order to expedite SEPA review of your proposal.

1. Provide a report showing agronomic rates specific to proposed crops to be grown on the application area. The report must demonstrate a proper balance between on the applied crops, and the amount of material that can be applied per acre soil type, proposed crops, and the amount of material that can be applied per acre

2. Expand on how you propose to mitigate potential odors resulting from applying crab and shrimp shell products near residential areas. You mentioned that all products will be disked within 24 hours of arrival and trailers would arrive within 36 hours of processing. Can you incorporate other insurance measures such as: taking wind direction into account (not accepting material during an easterly wind); and lessoning the time period that the product can be held by the wind, and by the processor? Will the larger equipment recently purchased assure shell will be disked at a faster rate lessoning potential odors? Is the new equipment able to operate in frozen conditions?

3. Explain how surface water a ground water can will be protected and/or monitored. Do you plan to have the site delineated for wetlands and maintain proper setbacks to assure that surface water and wetland areas will not suffer impacts? Can area wells near the project site be periodically monitored for nitrates?

4. Please expand upon how the bi-annual soils tests will be conducted. Where on the site will they taken and what method will be used? Will the results be submitted

along with a map showing the locations?

5. After the wetland delineation has been performed, will the boundaries of application area be flagged for easy monitoring by county officials?

Please provide this information so we can complete the SEPA process as quickly as possible. We will continue to work with you throughout the process and assist you with any questions you may have. I can be contacted at 360-875-9356.

Sincerely,

Tim Crose

Assistant Director

Pacific County Department of Community Development

cc: R. Terrance Larson

Pacific County Board of Health

David Burke, Prosecuting Attorney

Kathy Spoor, Pacific County Administrator

Sally Toteff, Department of Ecology Regional Director

Faith Taylor-Eldred, DCD Director

- In 2005 Pacific County Department of Community Development in coordination with the
 Department of Economic Development sent out a letter to the Agricultural Community seeking
 participation in a revamped land application program. The new program would require a solid
 waste permit from the County with strict application and monitoring standards.
- We have permitted three land application sites in Pacific County one south-county and two north-county.
- DCD has permitted these sites for several years per Land Application WAC 173-350-230. This is the first year we have required a fee.
- The current land ownership group (including Terry Larson) requested a land application permit in 2011 to include with their overall farm plan to rehabilitate Nelson Stock Ranch.
- The County began working with the group to complete the application process and issued an operational permit in 2013. Prior to that, the County gave verbal approval for the LLC group to continue operations.
- February 2013 County received complaints from two individuals
- March 2013 County met with applicants, EPA, Corp on-site
- March 2013 County met with Ecology regarding the land application process
- April 2013 County sent revocation letter to the applicant
- Last day of operation for Salt Aire is April 19th

Last Two Weeks:

- County sent revocation letter stating April 19th, 2013 will be the last day for any land application activities
- The applicants have kept in close communication with the County
 - O They are asking the County to allow them to continue operation due to the contracts they have in place with their processors.
 - o They have moved forward with purchasing machinery for their operation
 - As of Wednesday (16th), they are currently working to get their SEPA checklist done, a
 wetland delineation, and sampling, so they can move forward with operations as soon
 as possible

Future:

- The County will be working with the Department of Ecology to comply with all procedural requirements
- Make it clear:
 - The County will not be moving forward with re-permitting the site until the applicants have met the Tribe's and community members concerns with best available science, as well as come into compliance with all agencies

Goals:

- Basic questions
 - Overall Is this a viable location for a land application site?
 - The County doesn't want to ask the applicants to continue to move forward (waste of resources on everyone's part) if there is no indication that this location will ever be allowed to be able to be permitted?
 - o Is this considered an agricultural practice? Does the historical agricultural use of the property carry any weight in our decision making process?
 - o What are we missing that we need to be asking the applicants to do for their permit?
 - O What are other practical options for the shellfish processors in the area?
 - O What are the consequences for processors' who have not designated "land application" as an option for shell disposal?

Talking Points for Pacific County:

Name: Faith Taylor-Eldred

Position: Department of Community Development Director

Date: April 18, 2013

4-19-13

1. Marlene Melous David Martin (Corps of Engineers)
RON Wilcon (4 5 RCE) Regard, 5, Willow & 4502, a.mp, mit Morris (usace) frances, morris@ usace.army.mil Laufre Co. frayler@corprection were US om Laurie, Ecology ike ShuHs - ORCAA Ecology: Packe Court Jim Woods

LAND APPLICATION of SHELLFISH BY-PRODUCTS

PERMIT PROCESS

Plan of Operation must include the following:

- Description of the wastes to be applied
- How the wastes will be handled including:
 - o Transportation of waste to the site
 - o Description of how the waste will be applied to the site
 - How will the equipment be calibrated to ensure that waste is applied at the agronomic rate?
 - Will the waste remain on the surface of the land, injected or tilled into the soil?
 - How will crop and livestock management affect how and when the waste is applied?
 - Will there be any restrictions on the application based upon climate factors such as high ground water, frozen soils, flooding, etc?
 - Description of how the waste is managed during storage and application to control nuisance factors (pests, odors, etc)
- Spill response plan including contact information for all people notified in the event of a spill
- Description of how groundwater will be protected if seasonal high groundwater is three feet or less from the surface
- Forms used to record volumes, weights, and waste application data

Permit Application

- Contact information for:
 - o Applicant
 - Name
 - Mailing Address
 - Phone, fax and email
 - o Waste Generator
 - Name
 - Mailing Address
 - Phone, fax and email
 - o Land Owner
 - Name
 - Mailing Address

- Phone, fax, and email
- o Permit Holder (if different than the above listed)
 - Name
 - Mailing Address
 - Phone, fax and email
- Statement of intended use that includes the benefits obtained from land application
- Analysis of the waste
 - o What is being applied?
 - o How is the material generated and treated?
 - o Is the material known by any pseudonym or trade name?
 - What is the potential that the material will generate nuisance odors or attract pests/vectors?
 - Analysis of the pollutant concentrations of the following (dry weight basis):
 - Total arsenic
 - Total barium
 - Total cadmium
 - Total chromium
 - Total copper
 - Total lead
 - Total mercury
 - Total molybdenum
 - Total nickel
 - Total selenium
 - Total zinc.
 - o Analysis of the nutrients of the following (dry weight basis):
 - Total Kjeldahl nitrogen
 - Total nitrate-nitrogen
 - Total ammonia
 - Total ammonium nitrogen
 - Total phosphorus
 - Extractable potassium
 - o Analysis of physical/chemical parameters
 - Total solids
 - Total volatile solids
 - pH
 - electrical conductivity
 - total organic carbon
 - o Any known or suspected pathogens associated with the material?
 - Concentration of fecal coliform bacteria per gram (CFU or MPN) of dry solid material

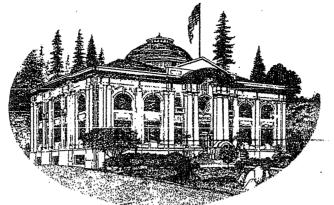
- Comprehensive site characterization including:
 - o Description of current practices and past practices that includes application of wastes/soil amendments/manures/biosolids/fertilization, usage of the site (livestock, crops, etc), and any potential changes to management practices
 - Description of the climate that includes typical perciepitation, precipitation fo
 25-year storm, temperatures and seasonal variations
 - o Potential for run-on and runoff and typical depths of seasonal high groundwater
 - o Analysis of soil nutrients in the upper two feet of soil in one foot increments
 - Site map showing property boundaries and nowership of adjacent properties with application areas clearly marked and latitude/longitude of approx.
 center of each site
 - o Topographic relief map of site
 - Additional information
 - Street address, if applicable
 - Zoning classification
 - Means of access to site
 - Size of site, in acres, and if applicable, size of individual application areas
 - Location and size of storage areas
 - Adjacent properties, uses and zoning
 - Wetland delineation
 - Location of wellhead protection areas
 - Seasonal surface water bodies on the site or perennial surface water within one-quarter mile of site
 - Location of all wells within one-quarter mile of application boundaries
 - Any setbacks or buffers
 - Location of any critical areas or habitat
 - Copy of Natural Resources Conservation Service soil survey map that includes distribution of soil types
 - Description of soil types, textural classes and soil depths present as determined by NRCS soil survey or actual field measurements
 - Plan of Operation

Pacific County Department of Community Development

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County Building 318 North Second Long Beach, WA 98631

(360) 642-9382 SCAN (360) 642-9382 FAX (360) 642-9387 Naselle (360) 484-7136

February 16, 2005

Re: Land Application of Shrimp/Crab Shell By-Product

Dear Dairy Farmer/Rancher:

The Pacific County Department of Community Development along with local seafood processors are trying to locate areas to land apply crab and shrimp by-products (mainly shell). The challenge has been to find interested landowners to participate and apply the by-products to their fields at a rate that will have minimum impacts to neighbors (mainly odors). A recent seafood by-product utilization study has just been completed that shows the value of shrimp and crab shell as fertilizer (up to \$87.00 to \$100.00 per ton). The key is to use proper application techniques to minimize odors. Currently, there is money available to assist an interested landowner with equipment to start-up a land application process.

We have been working with Zeotec Inc., located at the Port of Willapa Harbor, on a shell drying process that may take the bulk of the shell by-product in the future. As of now, we are looking for a site to take shell on a emergency back-up basis during peak times when the plant cannot handle the amount shell produced or when it goes off-line because of equipment failure.

Another option is to compost the shell with wood waste. This department is seeking individuals who would be willing to invest time and a covered silage pit or barn/pole building with a concrete floor for this study. Jerry Katt, of N.W. Fish By-Products, is looking for a willing landowner with the proper facilities to partner in a shell-composting operation. Jerry would provide all the expertise and has already proven his techniques are successful in creating valuable compost out of seafood by-products. You may contact Jerry at 360-273-1700.

If you have any questions or know of anyone who may be interested, please call me at 875-9356.

Sincerely,

Tim Crose

Dept. of Community Development

cc: N. Needham FAX. (360) 642-8701

SECTION 18 - MIXED USE DISTRICT - (MU) - TOKELAND

A. INTENT

The intent of the Mixed Use District for the Tokeland Rural Activity Center is to provide for a broad range of residential, agricultural, commercial, recreational and limited industrial uses reflective of the existing and historical land use patterns found in the developed areas of Tokeland. The development patterns found within the District's boundaries are a mixture of uses that have co-existed for many decades. The purpose of this District is to provide for a variety of development commensurate with available public services, physical limitations, and neighborhood compatibility while continuing with a flexible land use system recognizing ease and simplicity of use.

B. PERMITTED USES

- One single-family residential dwelling per lot of record that meets the applicable standards in either Subsection 21.D, Residential Housing Standards, or Subsection 21.E, Mobile/Manufactured Housing Standards.
- 2. One two-family dwelling (Duplex), or two single-family residential dwellings per lot of record.
- 3. Multi-family dwellings containing up to sixteen (16) dwelling units per lot of record.
- 4. All agricultural uses, including animal husbandry, horticulture, viticulture, floriculture, beekeeping, crop cultivation and the processing of agricultural products.
- 5. All aquacultural farming activities including the storage of commercial fishing gear and commercial fishing vessels, all marinelife raising activities, including all fish/shellfish receiving and harvesting practices incidental to aquacultural activities, seafood processing facilities, and the commercial sales of aquacultural products.
- 6. The cultivation, harvest, and production of forest products or any forest crop, in accordance with Chapter 76.09 RCW and any relevant provisions of the Washington Administrative Code.
- 7. The cultivation, harvest, and production of ferns, moss, boughs, bark, berries, nuts, tree fruits, tree seeds, nursery stock, and Christmas trees.

- 8. Vacation Rentals that meet the standards contained in Subsection 21.N, Transient Lodging/Short Term Vacation Rentals.
- Bed & Breakfast establishments that meet the standards contained in Subsection 21.M, Bed and Breakfast Facilities.
- 10. Recreational Vehicle Parks that meet the standards contained in Subsection 21.P. Recreational Vehicle Parks.
- 11. Mobile Home Parks that meet the standards contained in Subsection 21.0, Mobile Home Parks.
- 12. Commercial service, retail, eating and drinking establishments within a building footprint of less than five thousand (5,000) square feet
- 13. Motels, hotels, condominiums with a maximum room count of twenty-five (25).
- Churches, community centers, schools, day care centers, preschool centers, public parks, church affiliated campgrounds, campgrounds operated by a non-profit organization, and youth camps.
- 15. Theaters, auditoriums, exhibition halls, convention halls, museums.
- 16. Indoor and outdoor recreation facilities, including bowling alleys, miniature golf courses, golf courses, skating rinks, ball fields, basketball courts, and parks.
- 17. Hospitals, medical clinics, and professional medical centers.
- 18. Normal public services, facilities and utilities, including but not limited to, communication and electrical power substations, water reservoirs, transmission lines, pumping service facilities, satellite fire stations, sheriff substations, communication relay stations, port facilities, and wireless communication facilities.
- 19. Normal uses, services, facilities and utilities typically provided by a Homeowners Association for use by its members, including but not limited to, utility and communication facilities, office buildings, restrooms, meeting rooms, maintenance buildings and yards, Recreational Vehicle storage areas, playgrounds, recreational areas, trails, roads, and other uses indicative of a Homeowners or Landowners Association.

20. Any use which is similar in nature, usage, and impact to a listed permitted use.

C. ACCESSORY USES

- 1. Uses incidental to a primary permitted residential use including, but not limited to, garages, storage buildings, ponds, accessory residential dwellings, small horse barns, animal pens, pools, spas, saunas, tennis courts, etc.
- Uses incidental to a primary permitted commercial or recreational use including, but not limited to, garages, storage buildings, offstreet parking areas, loading areas, outdoor seating, landscaping, signage, pools, ponds, etc.
- 3. The growing, harvesting and seasonal sales of garden and agricultural crops.
- 4. The keeping and raising of domestic livestock and fowl for personal use provided that they are fenced, the animals and their feed do not create objectionable odors, unsanitary conditions or inhumane treatment objected to by the Administrator or the Pacific County Health Officer, and all stalls, feeding areas, confinement areas, poultry houses, horse barns, etc., are located at least twenty-five (25) feet from all adjoining property lines.
- 5. Home occupation uses that meet the standards contained in Subsection 21.K, Home Occupations.
- 6. In home family or child day care.
- 7. A detached accessory living quarter for the sole use by the owner, his temporary guest(s) or employee(s) that meets the standards contained in Subsection 21.F, Accessory Structures/Uses.
- 8. Any accessory use or activity similar in nature, usage, and impacts to a listed accessory use.

D. SPECIAL USES

Any use listed below requires a Special Use Permit from the Hearings Examiner and is subject to a Type II Administrative Process according to Pacific County Ordinance 145, or any amendments thereto.

- 1. Commercial horse arenas, riding farms and stables provided all structures housing animals are located at least fifty (50) feet from any adjoining property boundary.
- 2. Animal hospitals and/or kennels provided that all outdoor dog runs are located at least two hundred (200) feet from any adjoining property lines.
- 3. Retirement, boarding homes and convalescent homes; social and health rehabilitation centers; children and adult care centers in a building not used as a residence; and other health related services consistent with the purpose of the district.
- 4. Cluster developments that meet the standards contained in Subsection 21.Q, Cluster Developments.
- 5. Mini-Storage Facilities used for the storage of household goods, recreational equipment, Recreational Vehicles and commercial fishing vessels, provided that the facility and its outdoor storage areas are adequately screened with either fencing or landscaping as determined by the Board of Adjustment.
- 6. Any use or activity similar in nature, usage, and impacts to a listed special use.

E. CONDITIONAL USES

ORDINANCE NO. 153

Any use listed below requires a Conditional Use Permit from the Pacific County Board of Adjustment and is subject to a Type III Administrative Process according to Pacific County Ordinance 145, or any amendments thereto.

- 1. Private and public airports, landing strips, and hanger facilities.
- 2. Multi-family dwellings containing more than sixteen (16) dwelling units per lot of record.
- 3. Commercial service, retail, eating and drinking establishments within a building footprint of greater than five thousand (5,000) square feet
- 4. Motels, hotels, condominiums with a room count exceeding twenty-five (25).
- 5. Automobile, truck and recreational vehicle service stations

- 6. Contractor storage yards, including the storage of equipment, sand, rock, gravel, logs and other materials incidental to the performance of normal or typical construction activities conducted off-site, shall be subject to the following requirements:
 - a. All buildings used for the repair of machinery and equipment shall be located at least thirty (30) feet from all property lines;
 - Outdoor storage areas shall be within a fenced area and screened from the view of surrounding properties and the adjoining public right-of-ways;
 - Burning of brush, limbs and other organic debris originating off-site is permitted provided a burning permit is secured; and,
 - d. The use shall adhere to all other minimum standards, including signage, parking, lighting, etc.
- 7. Light industrial activities, including fabrication and assembly, subject to the following requirements:
 - a. Individual buildings shall be limited to a total square footage of four thousand (4,000) square feet of floor area;
 - All work shall be conducted within a building; however, limited activities may occur outside provided they are consistent with the adjacent land uses on adjoining parcels;
 - Outdoor storage areas shall be within a fenced area and screened from the view of surrounding properties and the adjoining public right-of-ways;
 - d. The proposed activity shall be located at least two hundred (200) feet from all adjoining residential dwellings on adjoining lots, unless the Board of Adjustment determines that the level of noise, odor, dust, fumes, or any other potentially objectionable aspects of the activity dictates a different standard of separation from adjoining residential dwellings. The minimum separation from adjoining residential dwellings does not apply to any dwelling located on the same parcel as the proposed light industrial activity; and.

- e. The use shall adhere to all other minimum standards, including signage, parking, lighting, etc.
- 8. Solid waste transfer stations, and recycling centers.
- 9. Any use or activity similar in nature, usage, and impacts to a listed conditional use.

F. PROHIBITED USES.

All other uses not listed as permitted, accessory, special, or conditional uses, or those uses not similar in nature, scale, and scope to the varying categories of uses listed above, are prohibited.

G. MINIMUM DEVELOPMENT STANDARDS.

- 1. The minimum allowable density for all new short subdivisions and subdivisions is subject to the requirements of Pacific County Ordinance No. 149, or any amendments thereto.
- 2. The minimum lot size shall be sufficient to ensure the proposed development meets minimum development standards contained within this Ordinance and other applicable regulations, including minimum parking requirements, minimum building setbacks, minimum standards for water provision, and the minimum land area required for the use of on-site sewage disposal systems.
- 3. New lots created after the enactment of this Ordinance shall be consistent with the minimum lot sizes prescribed in Pacific County Ordinance 149, or any amendments thereto. Existing lots, legally created prior to the enactment of this Ordinance, are considered to be legal lots of record and are exempt from having to meet the minimum lot size requirements prescribed in Pacific County Ordinance 149, or any amendments thereto.
- 4. Cluster Development. Projects utilizing clustering may reduce the minimum lot size down provided the overall density of the underlying Land Use District, as established on the Pacific County Comprehensive Plan Map, remains the same, and provided the standards contained in Subsection 21.Q, Cluster Development, are met.

5. Building Setbacks:

a. Single-family dwellings, two family dwellings (duplex) and residential accessory buildings – twenty (20) feet from the

front property line, ten (10) feet from the rear property line, and five (5) feet from the side property line. The side-yard on a corner lot shall be increased to ten (10) feet along the side street

- Multi-family dwellings (three residential dwelling units or more) – twenty (20) feet from all property lines.
- c. All commercial uses or activities adjoining other commercial uses or commercially zoned property zero (0) feet from all property lines, and provided that the requirements of all other local ordinances are met.
- All commercial uses adjoining residentially zoned properties

 twenty (20) feet from the front property line, ten (10) feet from the rear property line, and five (5) feet from the side property line. The side-yard on a corner lot shall be increased to ten (10) feet along the side street.
- e. All other uses twenty (20) feet from all property lines, with the exception that the Administrator may allow a reduction in the minimum side and rear yard setbacks if the proposed use or activities is immediately adjacent to an existing commercial use or a commercially zoned property, and provided that the requirements of all other local ordinances are met.

6. Building Height:

- a. The maximum building height for all residential and accessory structures is thirty-five (35) feet.
- b. The maximum height for all other structures is fifty (50) feet, unless Section 22, Wireless Communication Facilities, applies.

Land Use Districts 2004

Commercial Forest (F-C)

Transitional Forest (F-T)

Conservation (CD)

Agricultural (AG)

Remote Rural (RR-1)

Rural Residential (RR)

Rural Lands (RL)

Restricted Residential (R-1)

General Residential (R-2)

Resort (R-3)

Mixed Use (MU)

Community Commercial (CC)

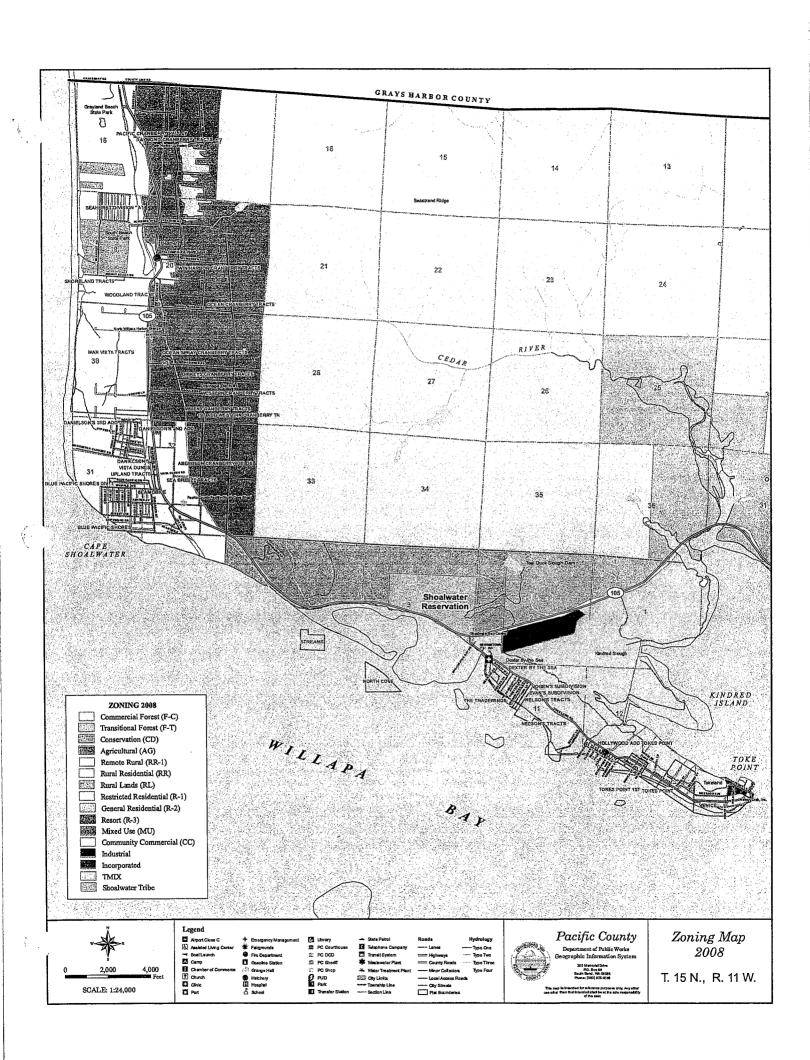
Industrial (I)

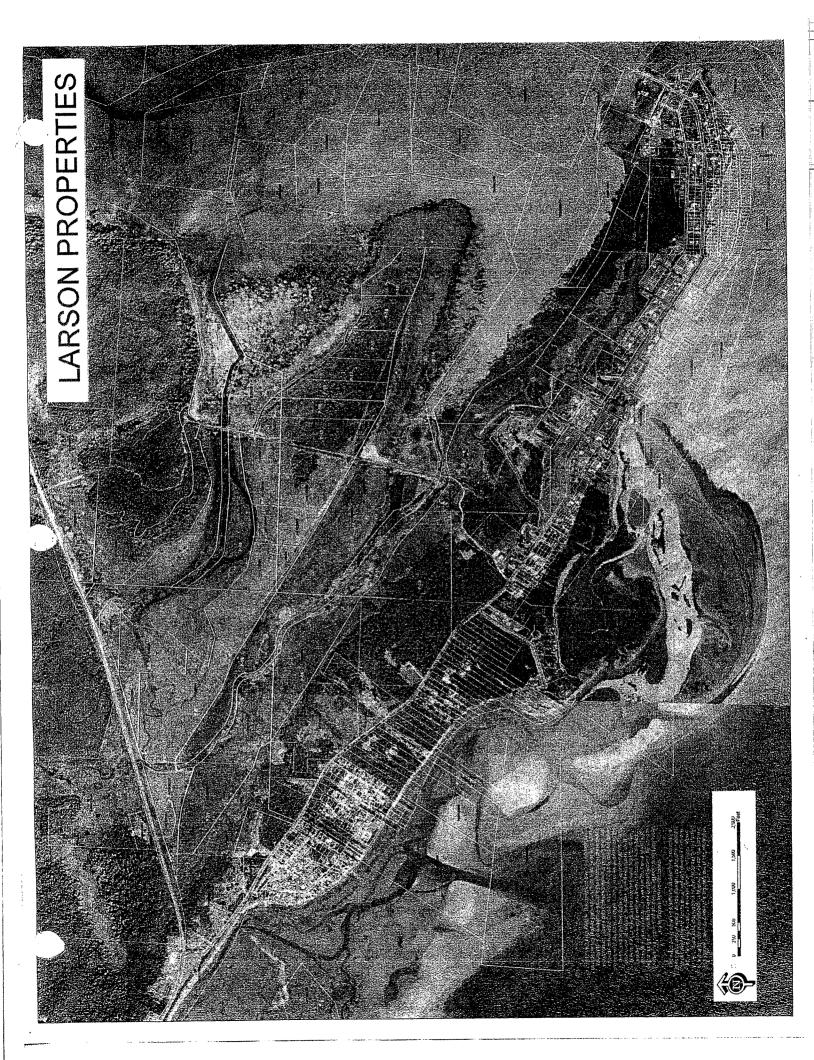
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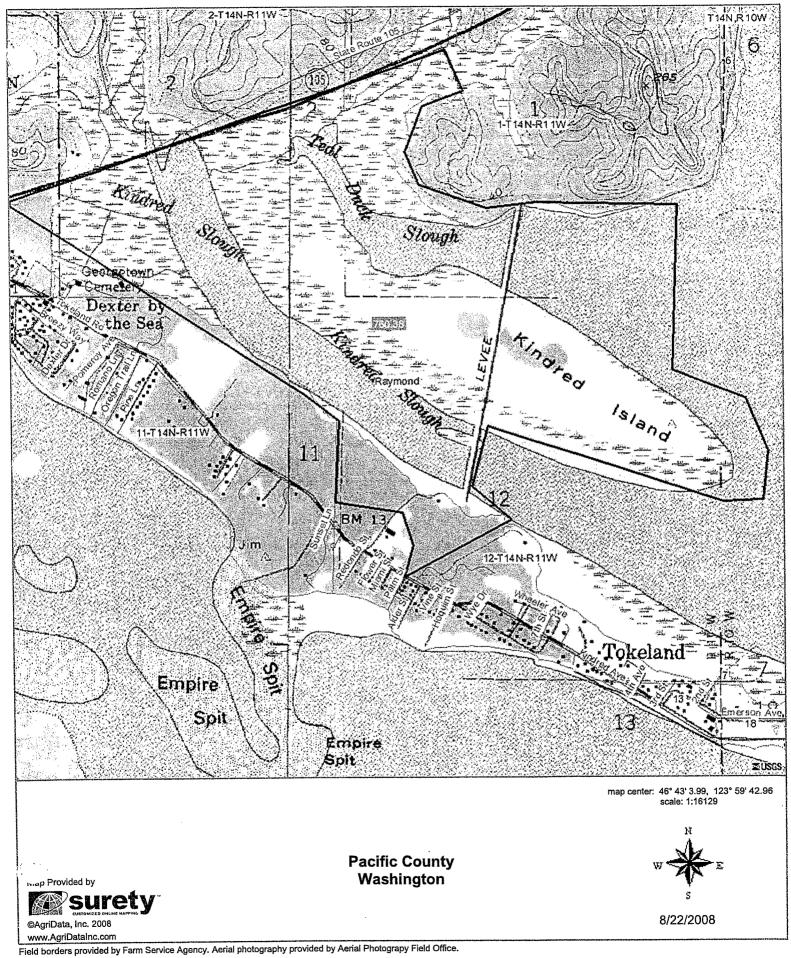
SHOAL WATER TRIBE

WILLAPA





Topography Map





map center: 46° 43' 16.61, 123° 59' 43.67 scale: 20751

Maps provided by:

Surety

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Washington



12/14/2011

Field borders provided by Farm Service Agency as of 5/21/2008. Aerial photography provided by Aerial Photograpy Field Office.



map center: 46° 43' 10.11, 123° 59' 50.61

scale: 7299

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4/8/2010

Field borders provided by Farm Service Agency as of 5/23/2008. Aerial photography provided by Aerial Photograpy Field Office.



map center: 46° 43' 12.02, 123° 59' 36.64 scale: 21897

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Pacific County
Washington



4/8/2010

Field borders provided by Farm Service Agency as of 5/23/2008. Aerial photography provided by Aerial Photograpy Field Office.



map center: 46° 43' 16.61, 123° 59' 43.67 scale: 20751

Maps provided by:

SUPETY

CUSTOMIZED ONLINE MAPPING

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Pacific County Washington



12/14/2011

Field borders provided by Farm Service Agency as of 5/21/2008. Aerial photography provided by Aerial Photograpy Field Office.







Just How Long is Our Growing Season? Don Tapio-WSU Extension

It's that time of year when it's almost impossible for gardeners to resist the temptation of colorful seed packets which promise mouth watering vegetables or a profusion of blooms. One of the most often asked questions after purchase is when our last frost in the spring and first frost in the fall will occur? In other words just how long is our growing season?

You can easily calculate the growing season in your area by adding the number of days from the last killing frost in the spring to the first killing frost in the fall. For Montesano, these dates are approximately May 1 and September 30th. Using those dates would suggest a typical growing season would be approximately 150 days. There are many gardeners who hold off planting until after Mother's Day based on their experience of a high probability of frost occurring until that date. More often than not, the last killing frost in the Elma area does not occur until mid-May. Further East in Oakville, there have been years when a killing frost occurred as late as June 15th and as early as mid-September.

Seed catalogs often refer to 'days to maturity.' Although we have a relatively long, frost-free growing season ranging from 120 to 150 days, when compared to the majority of the country, our summers are very cool. Hot days are rare; cool, overcast days in our coastal climate are frequent, and evenings are usually cool as well-even on warm days. To get a realistic number for our area, you must add 20 to 30 percent more days for heat loving crops like tomatoes, peppers, corn and squash.

Despite our unseasonably warm temperatures, it is still much too early to plant the majority of our vegetable crops. Now is an ideal time however to plant fruit trees, raspberries, blueberries, strawberries, parsley, onion sets and rhubarb and horseradish plants.

Garden»Climate Zones»Sunset climate zones: Western Washington Sunset climate zones: Western Washington - These zone descriptions will guide you in choosing the right plants for your garden

ZONE 1A: Coldest mountain and intermountain areas of the contiguous states

Marked by a short growing season and relatively mild summer temperatures, Zone 1A includes the coldest regions west of the Rockies, excluding Alaska, and a few patches of cold country east of the Great Divide. The mild days and chilly nights during the growing season extend the bloom of summer perennials like columbines and Shasta daisies. If your garden gets reliable snow cover (which insulates plants), you'll be able to grow perennials listed for some of the milder zones. In years when snow comes late or leaves early, protect plants with a 5- or 6-inch layer of organic mulch. Along with hardy evergreen conifers, tough deciduous trees and shrubs form the garden's backbone. Gardeners can plant warm-season vegetables as long as they are short-season varieties. To further assure success, grow vegetables from seedlings you start yourself or buy from a nursery or garden center. Winter lows average in the 0 to 11°F (–18 to –12°C) range; extremes range from –25 to –50°F (–32 to –46°C). The growing season is 50 to 100 days.

ZONE 4: Cold-winter areas of the north coast and mild-winter areas of Alaska and British
 Columbia

One of the West's most narrow, linear climates, Zone 4 runs from high in the coastal mountains of Northern California to southeastern Alaska, losing elevation as it moves north. It gets considerable influence from the Pacific Ocean, but also from the continental air mass, higher elevation, or both. As it extends north, the zone first touches salt water in northern Puget Sound and is almost entirely surrounded by salt water in southeastern Alaska. In the contiguous states, Zone 4 has more cold than neighboring Zone 5,more snow, and a shorter growing season. Compared to neighboring zones in Alaska and Canada, however, it has less winter cold and a longer growing season. No zone grows better perennials and bulbs; people who like woodland plants and rock plants love Zone 4. But beware: though you can grow winter vegetables in the southern part of Zone 4, it doesn't get enough winter sunlight in Alaska to sustain them. Average winter lows in Zone 4 range from 34°F (1°C) down to 28°F (–2°C), with extreme lows averaging 8 to 0°F (–13 to –18°C). The growing season is 150 to 200 days long, but because Zone 4 summers are temperate (highs average from the low 60s to the 70s), plants take more time to develop. If you're growing vegetables, for example, add at least 50 percent to the days-to-harvest figure listed on the seed package, or start your garden from transplants.

• ZONE 5: Marine influence along the Northwest coast, Puget Sound, and South Vancouver Island

Mild ocean air moderates Zone 5, allowing it to produce some of the finest rhododendrons, Japanese maples, and rock garden plants anywhere. Heaths and heathers thrive in sandy soils along the coast and inland, and katsura trees reach their prime, rarely scorching as they may inland. It's also fine country for native woodland ferns, trilliums, piggyback plants, vine maples, and dogwoods. Summer highs run between 65 and 70°F (18 and 21°C) along the coast, and between 70 and 75°F (21 and 24°C) inland and

around Puget Sound. Such mild temperatures favor leaf vegetables, which are slow to bolt, and flowering ornamentals like begonias. Steady breezes and lower temperatures, especially along the coast, make windbreaks and warm microclimates critical for heat-loving plants.

Average January minimum temperatures range from 33 to 41°F (1 to 5°C), with annual lows averaging a few degrees colder, and 10-year extremes ranging from 20 to 6°F (–7 to –14°C). Some locations (Coupeville, Raymond, Long Beach, Tillamook, Newport) get 10-year lows between 6° and 10°F (–14° and –12°C), but much of the region, especially along the Oregon coast, is mild enough to let gardeners get away with growing plants like Washingtonia robusta and hardy forms of Agave americana. Big freezes do considerable damage when they come very early or very late. And while these occasional disasters clear the slate of most borderline plants, they should not serve as a general gauge of plant hardiness here. Though the growing season averages between 200 and 250 days, heat accumulation is low, and warmseason vegetables develop slowly.

• ZONE 6: The Willamette and Columbia River Valleys

Warmer summers and cooler winters distinguish Zone 6 from coastal Zone 5. Tucked between the Coast Range and the Cascades, Zone 6 includes the Willamette Valley in Oregon, the Columbia River Valley between Vancouver and Longview, and the Cowlitz drainage from Longview to Toledo.

The Coast Range buffers the impact of Pacific storms, but Zone 6 is still a maritime climate, with a long growing season (from 155 days at Cottage Grove to 280 days in Portland neighborhoods) and 40 to 55 inches of annual precipitation most places. The continental influence is felt two to four times each winter when chilly interior air flows west through the Columbia Gorge and produces wind and freezing rain clear to the Portland airport. In spite of this, Portland is among the mildest parts of Zone 6—a great place to experiment with borderline plants like eucalyptus, acacias, and oleanders. Summer temperatures in Zone 6 average 10 to 15°F (5 to 8°C) higher than those along the coast, while winters are cold enough to trigger good fruit set. Ten-year extremes average 0 to 10°F (–18 to –12°C). Warm summers and chilly winters make the Willamette Valley one of the West's best-known growing areas for berries, hazelnuts, roses, flowering fruit trees, and broadleaved evergreens.

The Willamette Valley's hills and small mountain ranges create many microclimates. South- and west-facing slopes are warm enough to produce world-class Pinot Noir grapes, while north and east-facing slopes are perfect for shade tolerant plants like rhododendrons, fatsias, and camellias. These hills have perfect air drainage, so winters get less frost than the valley floor.

http://www.sunset.com/garden/climate-zones/sunset-climate-zone-western-washington-state-00418000067159/

Grays Harbor County Area, Pacific and Wahkiakum Counties, Washington

39—Fluvaquents, tidal

Map Unit Setting

Mean annual precipitation: 30 to 100 inches Mean annual air temperature: 50 degrees F Frost-free period: 200 to 240 days

Map Unit Composition

Fluvaquents and similar soils: 100 percent

Description of Fluvaquents

Setting

Landform: Flood plains, deltas, tidal flats Parent material: Alluvium

Properties and qualities

Slope: 0 to 1 percent

Depth to restrictive feature: More than 80 inches

Drainage class: Very poorly drained

Capacity of the most limiting layer to transmit water

(Ksat): Moderately low to moderately high (0.06 to 0.20 in/hr)

Depth to water table: About 0 inches Frequency of flooding: Frequent Frequency of ponding: None

Maximum salinity: Slightly saline to moderately saline (8.0 to 16.0

mmhos/cm)

Available water capacity: Low (about 3.8 inches)

Interpretive groups

Land capability (nonirrigated): 8w

Typical profile

0 to 6 inches: Very fine sand

6 to 60 inches: Stratified sand to silty clay

Data Source Information

Soil Survey Area: Grays Harbor County Area, Pacific and Wahkiakum Counties,

Washington

Survey Area Data: Version 8, Sep 22, 2009

Grays Harbor County Area, Pacific and Wahkiakum Counties, Washington

95-Newskah loam, 8 to 30 percent slopes

Map Unit Setting

Mean annual precipitation: 70 to 120 inches Mean annual air temperature: 48 degrees F

Map Unit Composition

Newskah and similar soils: 100 percent

Description of Newskah

Setting

Landform: Terraces, terraces
Parent material: Sandy marine deposits

Properties and qualities

Slope: 8 to 30 percent

Depth to restrictive feature: More than 80 inches

Drainage class: Well drained

Capacity of the most limiting layer to transmit water (Ksat): Moderately high to high (0.57 to 1.98 in/hr)

Depth to water table: More than 80 inches

Frequency of flooding: None Frequency of ponding: None

Available water capacity: High (about 9.9 inches)

Interpretive groups

Land capability (nonirrigated): 4e

Typical profile

0 to 17 inches: Loam 17 to 46 inches: Loam

46 to 60 inches: Loamy fine sand

Data Source Information

Soil Survey Area: Grays Harbor County Area, Pacific and Wahkiakum Counties,

Washington

Survey Area Data: Version 8, Sep 22, 2009

96-Newskah loam, 30 to 65 percent slopes

Map Unit Setting

Mean annual precipitation: 70 to 120 inches Mean annual air temperature: 48 degrees F

Map Unit Composition

Newskah and similar soils: 100 percent

Description of Newskah

Setting

Landform: Terraces

Parent material: Sandy marine deposits

Properties and qualities

Slope: 30 to 65 percent

Depth to restrictive feature: More than 80 inches

Drainage class: Well drained

Capacity of the most limiting layer to transmit water (Ksat): Moderately high to high (0.57 to 1.98 in/hr)

Depth to water table: More than 80 inches

Frequency of flooding: None Frequency of ponding: None

Available water capacity: High (about 9.5 inches)

Interpretive groups

Land capability (nonirrigated): 7e

Typical profile

0 to 13 inches: Loam 13 to 43 inches: Loam

43 to 60 inches: Loamy fine sand

Data Source Information

Soil Survey Area: Grays Harbor County Area, Pacific and Wahkiakum Counties,

Washington

104—Ocosta silty clay loam

Map Unit Setting

Elevation: 20 to 150 feet

Mean annual precipitation: 70 to 100 inches Mean annual air temperature: 48 to 52 degrees F

Frost-free period: 180 to 250 days

Map Unit Composition

Ocosta and similar soils: 85 percent Minor components: 12 percent

Description of Ocosta

Setting

Landform: Flood plains, deltas Parent material: Clayey alluvium

Properties and qualities

Slope: 0 to 2 percent

Depth to restrictive feature: More than 80 inches

Drainage class: Poorly drained

Capacity of the most limiting layer to transmit water (Ksat): Very low

(0.00 in/hr)

Depth to water table: About 12 to 24 inches

Frequency of flooding: None Frequency of ponding: None

Available water capacity: High (about 9.6 inches)

Interpretive groups

Land capability (nonirrigated): 4w

Typical profile

0 to 12 inches: Silty clay loam 12 to 20 inches: Silty clay 20 to 60 inches: Clay

Minor Components

Nuby

Percent of map unit: 5 percent Landform: Flood plains

Rennie

Percent of map unit: 5 percent Landform: Flood plains

Seastrand

Percent of map unit: 2 percent

Landform: Depressions

Data Source Information

Soil Survey Area: Grays Harbor County Area, Pacific and Wahkiakum Counties,

Washington

147—Udorthents, level

Map Unit Setting

Mean annual precipitation: 60 to 80 inches Mean annual air temperature: 50 degrees F

Frost-free period: 150 to 200 days

Map Unit Composition

Udorthents and similar soils: 100 percent

Description of Udorthents

Setting

Landform: Tidal flats

Parent material: Sandy and loamy river dredgings

Properties and qualities

Slope: 0 to 2 percent

Depth to restrictive feature: More than 80 inches

Drainage class: Moderately well drained

Capacity of the most limiting layer to transmit water (Ksat): High (1.98

to 5.95 in/hr)

Depth to water table: About 24 to 72 inches

Frequency of flooding: None Frequency of ponding: None

Available water capacity: Moderate (about 7.2 inches)

Interpretive groups

Land capability (nonirrigated): 3w

Typical profile

0 to 6 inches: Sandy loam 6 to 60 inches: Sandy loam

Data Source Information

Soil Survey Area: Grays Harbor County Area, Pacific and Wahkiakum Counties,

Washington

153-Westport fine sand, 3 to 10 percent slopes

Map Unit Setting

Mean annual precipitation: 60 to 80 inches Mean annual air temperature: 50 degrees F

Map Unit Composition

Westport and similar soils: 90 percent Minor components: 6 percent

Description of Westport

Setting

Landform: Dunes

Parent material: Eolian sands

Properties and qualities

Slope: 3 to 10 percent

Depth to restrictive feature: More than 80 inches

Drainage class: Excessively drained

Capacity of the most limiting layer to transmit water (Ksat): Very high

(19.98 to 99.90 in/hr)

Depth to water table: More than 80 inches

Frequency of flooding: None Frequency of ponding: None

Available water capacity: Moderate (about 6.8 inches)

Interpretive groups

Land capability (nonirrigated): 3s

Typical profile

0 to 7 inches: Fine sand 7 to 60 inches: Fine sand

Minor Components

Yaquina

Percent of map unit: 5 percent Landform: Depressions

Seastrand

Percent of map unit: 1 percent Landform: Depressions

Data Source Information

Soil Survey Area: Grays Harbor County Area, Pacific and Wahkiakum Counties,

Washington

156-Willapa silt loam, 8 to 30 percent slopes

Map Unit Setting

Mean annual precipitation: 80 to 120 inches Mean annual air temperature: 48 degrees F

Map Unit Composition

Willapa and similar soils: 100 percent

Description of Willapa

Setting

Landform: Marine terraces Parent material: Medium and fine textured marine deposits

Properties and qualities

Slope: 8 to 30 percent

Depth to restrictive feature: More than 80 inches

Drainage class: Moderately well drained

Capacity of the most limiting layer to transmit water (Ksat): Moderately high to high (0.57 to 1.98 in/hr)

Depth to water table: About 30 to 42 inches

Frequency of flooding: None Frequency of ponding: None

Available water capacity: Very high (about 12.4 inches)

Interpretive groups

Land capability (nonirrigated): 4e

Typical profile

0 to 20 inches: Silt loam 20 to 43 inches: Silty clay loam 43 to 60 inches: Silty clay loam

Data Source Information

Soil Survey Area: Grays Harbor County Area, Pacific and Wahkiakum Counties,

Washington

159-Willapa silt loam, cool, 8 to 30 percent slopes

Map Unit Setting

Mean annual precipitation: 80 to 120 inches Mean annual air temperature: 48 degrees F

Map Unit Composition

Willapa and similar soils: 100 percent

Description of Willapa

Setting

Landform: Marine terraces

Parent material: Medium and fine textured marine deposits

Properties and qualities

Slope: 8 to 30 percent

Depth to restrictive feature: More than 80 inches

Drainage class: Moderately well drained

Capacity of the most limiting layer to transmit water (Ksat): Moderately high to high (0.57 to 1.98 in/hr)

Depth to water table: About 30 to 42 inches

Frequency of flooding: None Frequency of ponding: None

Available water capacity: Very high (about 12.4 inches)

Interpretive groups

Land capability (nonirrigated): 4e

Typical profile

0 to 20 inches: Silt loam 20 to 43 inches: Silty clay loam 43 to 60 inches: Silty clay loam

Data Source Information

Soil Survey Area: Grays Harbor County Area, Pacific and Wahkiakum Counties,

Washington

162—Yaquina loamy fine sand

Map Unit Setting

Elevation: 10 to 130 feet

Mean annual precipitation: 60 to 100 inches Mean annual air temperature: 48 to 52 degrees F

Frost-free period: 165 to 240 days

Map Unit Composition

Yaquina and similar soils: 80 percent Minor components: 11 percent

Description of Yaquina

Setting

Landform: Depressions

Parent material: Beach sand and eolian sands

Properties and qualities

Slope: 0 to 1 percent

Depth to restrictive feature: More than 80 inches

Drainage class: Somewhat poorly drained

Capacity of the most limiting layer to transmit water (Ksat): High (1.98

to 5.95 in/hr)

Depth to water table: About 0 inches

Frequency of flooding: None

Frequency of ponding: Frequent

Available water capacity: Low (about 3.9 inches)

Interpretive groups

Land capability (nonirrigated): 5w

Typical profile

0 to 9 inches: Loamy fine sand 9 to 24 inches: Fine sand 24 to 60 inches: Fine sand

Minor Components

Seastrand

Percent of map unit: 5 percent Landform: Depressions

Orcas

Percent of map unit: 3 percent Landform: Depressions

Seastrand variant

Percent of map unit: 3 percent

Landform: Depressions

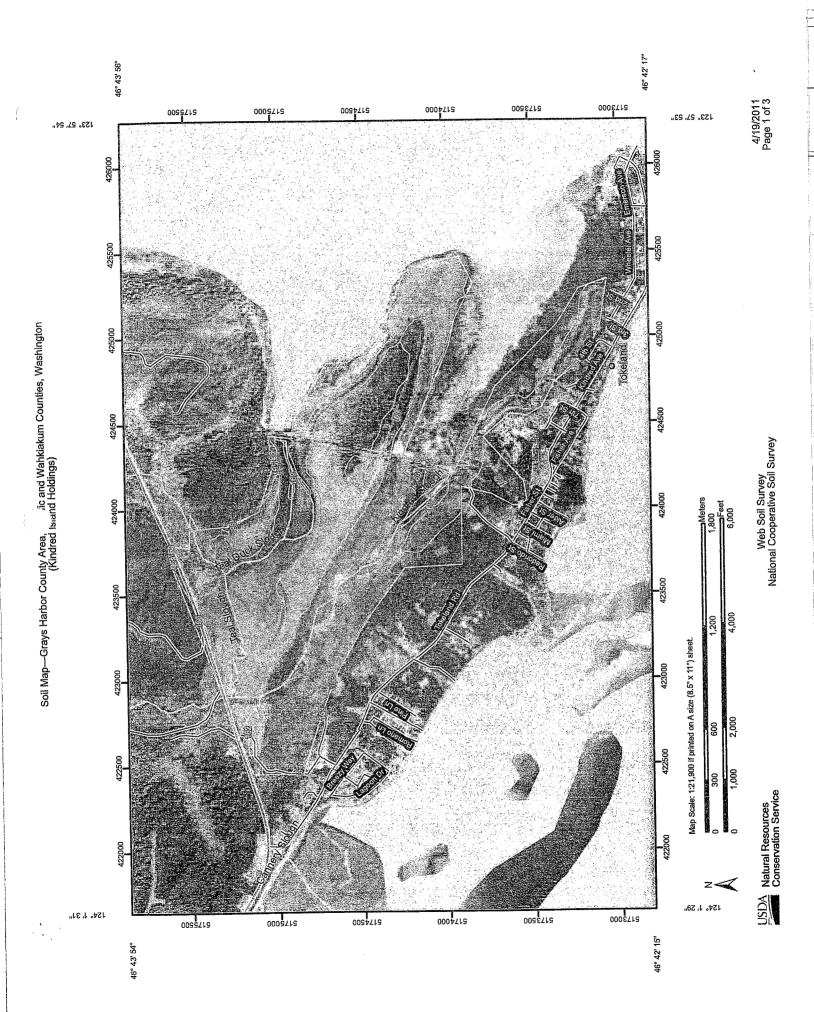
Data Source Information

Soil Survey Area: Grays Harbor County Area, Pacific and Wahkiakum Counties,

Washington

Map Unit Legend

Gra	ays Harbor County Area, Pacific and Wahkiakum C		
Map Unit Symbol	Map Unit Name	Acres in AOI	Percent of AOI
39	Fluvaquents, tidal	76.4	11.3%
95	Newskah loam, 8 to 30 percent slopes	3.3	0.5%
96	Newskah loam, 30 to 65 percent slopes	0.0	0.0%
104	Ocosta silty clay loam	381.3	56.2%
153	Westport fine sand, 3 to 10 percent slopes	31.2	4.6%
156	Willapa silt loam, 8 to 30 percent slopes	4.5	0.7%
160	Willapa silt loam, cool, 30 to 70 percent slopes	0.1	0.0%
162	Yaquina loamy fine sand	154.2	22.7%
169	Water	9.2	1.4%
Subtotals for Soil Sur		660.3	97.4%
Totals for Area of Inte		678.0	100.0%



MAP LEGEND

⟨∆⟩ Very Stony Spot ★ Wet Spot	Other	Special Line Features	Gully Gully	Short Steep Slope		Political Features	© Cities	Water Features	Oceans Oceans	Streams and Canals	ortat	+++ Rails	interstate Highways	US Routes	Major Roads	Local Roads		
Area of Interest (AOI) Area of Interest (AOI)	Soils	Soil Map Units	Special Point Features	(1) Blowout	Borrow Pit Borrow Pit	X Clay Spot	Closed Depression	X Gravel Pit	∴ Gravelly Spot	(c) Landfill	↓ Lava Flow	Marsh or swamp				Nock Outcrop	+ Saline Spot	:: Sandy Spot

Severely Eroded Spot

Slide or Slip

Sinkhole

\$ æ œ, **#**

Sodic Spot Spoil Area Stony Spot

MAP INFORMATION

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Scal
Лар

The soil surveys that comprise your AOI were mapped at 1:24,000.

Please rely on the bar scale on each map sheet for accurate map measurements.

Source of Map: Natural Resources Conservation Service Web Soil Survey URL: http://websoilsurvey.nrcs.usda.gov

This product is generated from the USDA-NRCS certified data as of the version date(s) listed below. Coordinate System: UTM Zone 10N NAD83

Soil Survey Area: Grays Harbor County Area, Pacific and Wahkiakum Counties, Washington Survey Area Data: Version 8, Sep 22, 2009

Date(s) aerial images were photographed: 6/24/2006

compiled and digitized probably differs from the background imagery displayed on these maps. As a result, some minor shifting The orthophoto or other base map on which the soil lines were of map unit boundaries may be evident.

aboratories

Page 1 of 2

For: (22500) CONVERTED ORGANICS OF CALIF (831)675-5110

Date Reported: 11/18/08 Date Received: 11/06/08

Date Sampled: Not Supplied Time Sampled: Not Supplied

mis-11/18 mis-11/18 mis-11/18 mjs-11/18 mjs-11/18 mjs-11/18 mis-11/18 mjs-11/18 mjs-11/18 mjs-11/18 mjs-11/18 bab-11/11

Date

Mail to:

Report Number 08-323-2021

CONVERTED ORGANICS OF CALIF GONZALES CA 93926 LISA GASCA PO BOX 949

FERTILIZER ANALYSIS

Sample ID: SHRIMP CRAB SHELLS

Lab number: 1503647

Analyst- Date df-11/18		d()-11/18 d()-11/18	dff-11/18	uf-11/18 df-11/18	dfj-11/18	tmm-11/10	rrd-11/10 rrd-11/10	rrd-11/10	md-11/10	nd-11/10	nd-11/10	rrd-11/10	110-11/10
Method AOAC 993.13 AOAC 17E 958.01	AOAC ICAP							•			.,	• •	-
Detection Limit 0.01	0.10	0.05	50.0	20.0	20.0 0.01	0.03	1.0 10.0	5.0	1.0	1.0	3.5 3.5 3.0 3.0 3.0 3.0 3.0 3.0 3.0 3.0 3.0 3.0	0.01	2.5
Level Found Units 2.33 % 8.98 %													
Analysis Nitrogen Total (N) Phosphate Total (P205)	Potash (K20) Boron (B)	Sulfur Magnesium	Iron (Fe)	Mangariese	Copper Sodium	Mercury (total)	Zinc (total) Sefenium (total)	Lead (total) Nickel (total)	Molybdenum (total)	Cobalt (total)	Cammum (10tal)	Ansenic (total) Barium (total)	Darinti (colar)

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bab-11/11

The results) issued on this report only reflect the analysis of the sample(s) submitted. For applicable test parameter, Mithres Laboratories is in ecopilance with NELAC requirements.

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REPORT OF ANALYSIS

Account: 22500 CONVERTED ORGANICS OF CALIF Report Number: 08-323-2021

Verified- Date			
Analyst- Date	df-11/18	ord-11/10 df-11/18	dfj-11/18 dfj-11/18
		EPA 6010 AOAC 15ED 945.01	
Detection Limit	0.10	0.0 0.01	0.01
Level Found Units 1.2 mg/kg	38.80 0.01	-	
Analysis Chromium (total)	Moisture Nitrate Nitrogen (N)	Silver (total) Water Insoluble Nitrogen (WIN)	Water South Anticent

n.d. - Not Detected.

AOAC - Association of Official Analytical Chemists, ICAP - Inductively Coupled Argon Plasma. Sample(s) was prepared for EPA 6010 analysis by EPA method 3050b.

Heather Rarnig Client Service Representative heather@midwestahs.com (402)829-9991

For questions contact

Ref: 338352 Report Number 10-120-5554

Page 1 of 1

13611 B Street • Omaha, Nebraska 68144-3693 • (402) 334-7770 • FAX (402) 334-9121 • www.midwestlabs.com

BIO-OREGON PROTEIN INC JERRY BUCKMAN PO BOX 429 WARRENTON OR 97146-

FEED NUTRIENT ANALYSIS

 Date Sampled
 Received
 Reported
 Lab.f

 04/22/10
 0.4/28/10
 0.5/01/10
 9586025

Sample ID: SHRIMP MEAL Feedstuff: FISH MEAL

ANALYSIS	RESULTS	
Component	As Sent	Dry Wt.
Moisture (%)	9.74	11/11/1
Dry Matter (%)	90.26	AHHH.
Crude Protein (%)	38.8	43.0
Crude Fat (%)	1.86	2,07
Crude Fiber (%)	7.92	8.78
Ash (%)	37.5	41.5
Sulfur (%)	0.25	0.28
Phosphorus (%)	2.64	2.92
Potassium (%)	0.15	0.17
Magnesium (%)	0.57	0.63
Calcium (%)	11,3	12.5
Sodium (%)	0.39	0.43
Iron (ppm)	156	173
Manganese (ppm)		6
Copper (ppm)	20	22
Zinc (ppm)	33	37
Mold count (cfu/g)	10.0	
Peroxide Value (meq/kg-fat)	< 2	
Yeast (cfu/g)	< 10	4
Salmonella (org/25g)	negative	
E. coli (cfu/g)	< 10	< 10
Aerobic plate count (cfu/g)	64000	
Total coliforms (cfu/g)	< 10	
Staphylococcus aureus (cfu/g)	< 10	

SHRIMP MEAL BIO OREGON INC

Proj. #: 032948

COMMENTS 1. Mineral analysis performed by ICAP using a wet

- Mineral analysis performed by ICAP using a well digest procedure.
- Midwest Labs is certified by the National Forage Testing Association (NFTA) for wet chemistry methods and mineral analysis.
- 3. Analysis for: (17991) BIO-OREGON PROTEIN INC Phone: (503) 861-2256

Heather Ramig

Client Service Representative heather@midwestlabs.com (402) 829-9891

The results) issued on this report only reflect the unitysts of the sample(s) submitted. For applicable test parameters, Midwest Laboratories is in compliance with NELAC requirements.

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SeaPro® 30

Shrimp Meal

Source, Processing, Description, and Use

5038613701

Fresh shrimp by-product is sourced from USDA inspected facilities. It is cooked and dried under low temperature conditions. This meal is a concentrated source of minerals and chitin, and contains a supplemental Icvels of astaxanthin and protein. It has application in a variety of pet foods to provide flavor validation, label claims, and nutrient supplementation. SeaPro® 30 is stabilized with natural antioxidants.

idants.	Λ/ <i>1</i>)K 5-4-1
Guaranteed Analysis	./91	1 0 1 0
Protein (min)	. 31.5%	
Fat (min)	0.5%	,
Fiber (max)	17.5%	
Ash (max)	40.0%	
Moisture (max)	10.0%	•
Freshness	·	
Total Volatile Nitrogen	130 mg N / 100 g m	eal
Amino Acids	(% as-fed)	(g / 100 g protein)
Alanine	1.5	6.3

Minerals	(as-fed)
Calcium	16.0 %
Phosphorus	3.0 %
Potassium	0.1 %
Sulfur	0.2 %
Sodium	0.2 %
Magnesium	0.7 %
Iron	260 mg / kg
Zinc	40 mg/kg
Copper	25 mg/kg

Manganese Chromium Vanadium Cadmium Lead Cobalt Nickel Molybdenum

5038613701

Preservation

Antioxidant Peroxide Value

Microbial Analysis

Standard Aerobic Plate Count (SPC) Salmonella

Product Characteristics

Color Odor Physical Density Storage Stability

Packaging

Available in various size maxi-sacks.

AFFCO Definition Shrimp Meal

BioOREGON Protein, Inc. P.O. Box 429 Warrenton, OR 97146 Ph. 1-503-861-2256 Fax 1-503-861-3701

10 mg/kg 5 mg/kg BDL 1 mg/kg 2 mg/kg BDL 2 mg/kg BDL

Naturox 6.0 meq/kg fat

< 50,000 cfu/g Negative

Pink Mild shrimp Free flowing

Approximately 31 lbs / cubic foot Store in a cool, dry place

6 months when appropriately stored

Technical Sales Support Daniel L. Gallagher Ph. 1-503-873-1997 Fax 1-503-873-0194 dan@dlgallagher.com

October 2006

¹ Values for freshness, amino acids, minerals, peroxide, and product characteristics are typical values.



Report #: 11-214-2075

Report To: JERRY BUCKMAN

BIO-OREGON PROTEIN INC

PO BOX 429

WARRENTON OR 97146-

Date Reported:

2-Aug-11

Date Received:

26-Jul-11

Date Sampled:

Sample ID:

FISH BONE 3

Account #:

17991

NUTRIENT ANALYSIS

Lab #: 1878223

Organic Fertilizer Report									
	Analysis	Dry		Nutrients Lbs./Ton	Detection				
Parameters	As Received	Weight	Units	As Received	Limit				
Total Nitrogen (N)	6.95	7.53	%	139.0	0.01				
Ammonium Nitrogen (N)	0.036	0.04	%	0.8	0.001				
Nitrate Nitrogen (N)	n.d.	n.d.	%	n.d.	0.01				
Organic Nitrogen (N)	6.91	7.48	%	138.2	Calculated				
Phosphorus (P205)	19.80	21.44	%	396.0	0.10				
Potassium (K2O)	0.55	0.60	%	11.0	0.10				
Sulfur (S)	0.46	0.50	%	9.2	0.05				
Calcium (Ca)	17.50	18.95	%	350.0	0.01				
Magnesium (Mg)	0.34	0.37	%	6.8	0.01				
Sodium (Na)	0.66	0.71	%	13.2	0.01				
Copper (Cu)	n.d.	n.d.	ppm	n.d.	20				
Iron (Fe)	n.d.	n.d.	ppm	n.d.	50				
Manganese (Mn)	37	40.07	ppm	0.1	20				
Zinc (Zn)	107	115.88	ppm	0.2	20				
Moisture	7.66		%		0.10				
Total Solids	92.34		%	1846.8					
рН	7.00								
Total Carbon	45.08	48.82	%		0.050				
C/N Ratio	6.5:1								
Chloride	0.49	0.53	%		0.02				

n.d. = Not Detected

Matt Stukenholtz

Matt Stuhenhalt

Soil test yearly to monitor phosphorus levels, organic matter, pH, and micronutrients.

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Report #: 11-214-2074

Report To: JERRY BUCKMAN

BIO-OREGON PROTEIN INC

PO BOX 429

WARRENTON OR 97146-

Date Reported:

2-Aug-11 26-Jul-11

Date Received: Date Sampled:

Sample ID: Account #:

FISH BONE 2

17991

NUTRIENT ANALYSIS

Lab #:

1878222

Organic Fertilizer Report									
	Analysis	Dry		Nutrients Lbs./Ton	Detection				
Parameters	As Received	Weight	Units	As Received	Limit				
Total Nitrogen (N)	6.82	7.39	%	136.4	0.01				
Ammonium Nitrogen (N)	0.039	0.04	%	0.8	0.001				
Nitrate Nitrogen (N)	n.d.	n.d.	%	n.d.	0.01				
Organic Nitrogen (N)	6.78	7.35	%	135.6	Calculated				
Phosphorus (P205)	20.40	22.12	%	408.0	0.10				
Potassium (K2O)	0.53	0.57	%	10.6	0.10				
Sulfur (S)	0.44	0.48	%	8.8	0.05				
Calcium (Ca)	17.70	19.19	%	354.0	0.01				
Magnesium (Mg)	0.34	0.37	%	6.8	0.01				
Sodium (Na)	0.65	0.70	%	13.0	0.01				
Copper (Cu)	n.d.	n.d.	ppm	n.d.	20				
Iron (Fe)	n.d.	n.d.	ppm	n.d.	50				
Manganese (Mn)	36	39.03	ppm	0.1	20				
Zinc (Zn)	108	117.10	ppm	0.2	20				
Moisture	7.77		%		0.10				
Total Solids	92.23		%	1844.6					
pH	7.00								
Total Carbon	22.94	24.87	%		0.050				
C/N Ratio	3.4:1								
Chloride	0.50	0.54	%		0.02				

n.d. = Not Detected

Matt Stuhenland Matt Stukenholtz

Soil test yearly to monitor phosphorus levels, organic matter, pH, and micronutrients.

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Report #: 11-214-2074

Report To: JERRY BUCKMAN

BIO-OREGON PROTEIN INC

PO BOX 429

WARRENTON OR 97146-

Date Reported:

2-Aug-11

Date Received:

26-Jul-11

Date Sampled:

Sample ID: Account #:

FISH BONE 2

17991

NUTRIENT ANALYSIS

Lab #:

1878222

Organic Fertilizer Report									
	Analysis	Dry		Nutrients Lbs./Ton	Detection				
Parameters	As Received	Weight	Units	As Received	Limit				
Total Nitrogen (N)	6.82	7.39	%	136.4	0.01				
Ammonium Nitrogen (N)	0.039	0.04	%	0.8	0.001				
Nitrate Nitrogen (N)	n.d.	n.d.	%	n.d.	0.01				
Organic Nitrogen (N)	6.78	7.35	%	135.6	Calculated				
Phosphorus (P205)	20.40	22.12	%	408.0	0.10				
Potassium (K2O)	0.53	0.57	%	10.6	0.10				
Sulfur (S)	0.44	0.48	%	8.8	0.05				
Calcium (Ca)	17.70	19.19	%	354.0	0.01				
Magnesium (Mg)	0.34	0.37	%	6.8	0.01				
Sodium (Na)	0.65	0.70	%	13.0	0.01				
Copper (Cu)	n.d.	n.d.	ppm	n.d.	20				
Iron (Fe)	n.d.	n.d.	ppm	n.d.	50				
Manganese (Mn)	36	39.03	ppm	0.1	20				
Zinc (Zn)	108	117.10	ppm	0.2	20				
Moisture	7.77		%		0.10				
Total Solids	92.23		%	1844.6					
рН	7.00								
Total Carbon	22.94	24.87	%		0.050				
C/N Ratio	3.4:1								
Chloride	0.50	0.54	%		0.02				

n.d. = Not Detected

Matt Stukenholtz

Matt Stutienland

Soil test yearly to monitor phosphorus levels, organic matter, pH, and micronutrients.

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Report #: 11-214-2073

Report To: JERRY BUCKMAN

BIO-OREGON PROTEIN INC

PO BOX 429

WARRENTON OR 97146-

Date Reported:

2-Aug-11

Date Received:

Date Sampled:

26-Jul-11

Sample ID:

Account #:

FISH BONE 1

17991

NUTRIENT ANALYSIS

Lab #: 1878221

Orc	anic Fe	rtilizer	Report		
-	Analysis	Dry		Nutrients Lbs./Ton	Detection
Parameters	As Received	Weight	Units	As Received	Limit
Total Nitrogen (N)	6.92	7.50	%	138.4	0.01
Ammonium Nitrogen (N)	0.035	0.04	%	0.8	0.001
Nitrate Nitrogen (N)	n.d.	n.d.	%	n.d.	0.01
Organic Nitrogen (N)	6.88	7.46	%	137.6	Calculated
Phosphorus (P205)	18.90	20.49	%	378.0	0.10
Potassium (K2O)	0.55	0.60	%	11.0	0.10
Sulfur (S)	0.47	0.51	%	9.4	0.05
Calcium (Ca)	17.10	18.53	%	342.0	0.01
Magnesium (Mg)	0.34	0.37	%	6.8	0.01
Sodium (Na)	0.66	0.72	%	13.2	0.01
Copper (Cu)	n.d.	n.d.	ppm	n.d.	20
Iron (Fe)	70	75.87	ppm	0.1	50
Manganese (Mn)	35	37.94	ppm	0.1	20
Zinc (Zn)	117	126.82	ppm	0.2	20
Moisture	7.74		%		0.10
Total Solids	92.26		%	1845.2	
рН	7.00				
Total Carbon	23.09	25.03	%		0.050
C/N Ratio	3.3:1				
Chloride	0.48	0.52	%		0.02

n.d. = Not Detected

Matt Stukenholtz

Matt Stupenbulg

Soil test yearly to monitor phosphorus levels, organic matter, pH, and micronutrients.

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DATE: REPORT: CLIENT: GROWER: SAMPLED:

March 02, 2012
S3489 M
PACIFIC CONSERVATION DISTRICT
BAMBAUER, RICHARD
CATHY PORTER

FAX TO CLIENT: 360/875-5280



A Division of AgSource Cooperative Services 323 Sixth St. • P.O. Box 1350 • Umatilla, OR 97892 Ph; 541-922-4884 • 800-537-1129 • Fac: 541-922-5496

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MOISTURE otal Avail.	Inches					
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SOIL ANALYSIS REPORT	Depth pH S.Salt O.M. P K (Foot mmhos % ppm ppm r	FIELD 1 SC	FIELD 2 IN	FIELD: FIELD 3 4243 1 5,4 0.04 2.0 11 75 1.1 0.7	FIELD 4 W	FIELD 5
SOIL	Lato	FIELD: FIELD 1 SOUTH OF DIKE 47 34 49 0.8 0.6	FIELD: FIELD 2 INSIDE DIKE 4712 1 1 2 2 8 0.8	FELD:	FIELD:	FIELD: FIELD 5 4715 1 5.2 0.10 4.0 8 258 3.5 4.8

Sent By: AGSOURCE LABS-UMATILLA ;

Eco Farms - Product Delivery Summary

March 2013

Category	Client	Tons	Product
100	Washington Crab	7.04	Crab
400	Custom Seafood Services	14.00	Crab

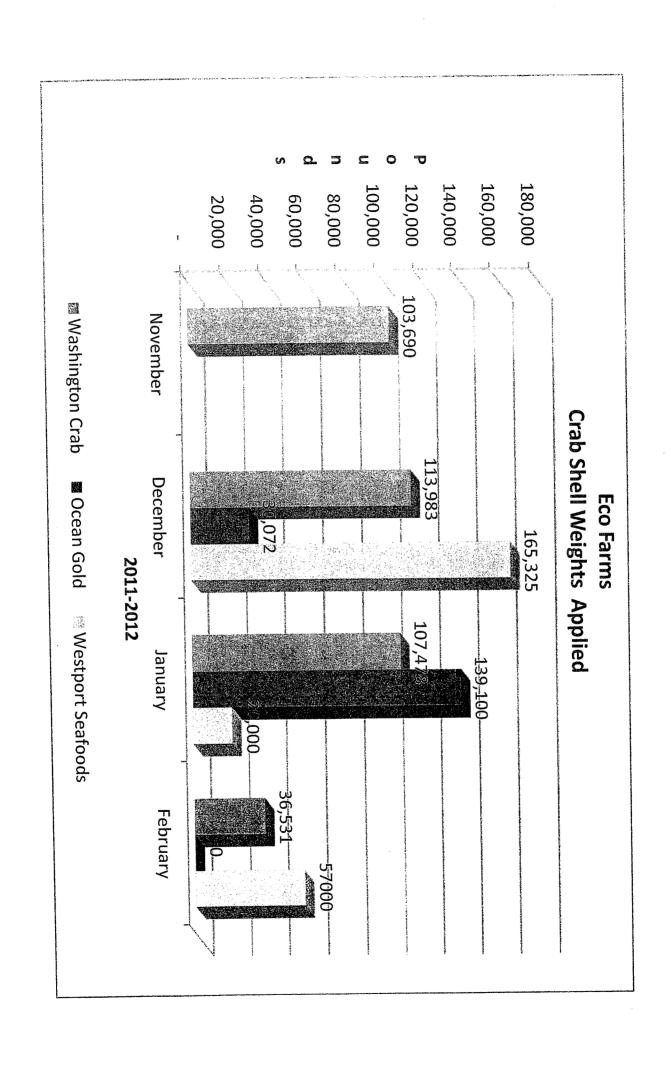
I	21.04
Total Tons - March 2013	21.04

Custom Seafood Services March 2013 Product Delivery Summary

								4	Trailor		20002
					Tone	Total Totes	Total Totes Field Delivery Date	- בחבצ - בחבצ	I LUCK		
!		Client	Pick up Date	Pick up Date Bill of Lading	IOIIS	i oraci					
2	Category	Clicin									
					0	u	07-Mar-13		n/a	russ	crab
	001	Ann Custom Seafood Services	07-Mar-13		2.00	- 1					
303	400	Castoli Scales									
					2	ď	10-Mar-13		n/a	russ	crab
	000	Ann Lourton Seafond Services	10-Mar-13		3.00						
304	400	Custom Scarce Science	١								-
		_				13	18-Mar-13		n/a	russ	crab
	000	Ann Seafond Services	18-Mar-13		9.00	777	ar initi		,		
ا ئ	400	Custoffi Scarood Sci.			00.,						
			Totals - March 2013	arch 2013	14.00						

Washington Crab Producers March 2013 Product Delivery

								-		2	101
			Dick up Date	Rill of Lading	Tons	Total Totes	Total Totes Field Delivery Date	Lack	raller Number	ninei	Flount
_	Category .	Client	PICK UP Date	91110				H			
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		1-1	03-Mar-13	116968	7.71	9	CT-INIAI-CO	200	27.7	92.0	
300	990	Washington Crap	24 18 18 20								
	2	0					20 0 40 2 12	٥	202	מנוסמ	crab
	(3,	de	10 1/2/12	117777	4.83	- 61	1 CT-INIAI-07	2	707	9, .9	
302	100	Washington Crap	TO-INIGI-TO	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		2.					
1		,			100						
			Totals - March 2013	2013	40.7						
			Diniti Cipio				Commercial and a second of the commercial and the c	The second secon			
	Service Bridge Co.	The contract of the contract o									



ECO Farms - Applied Product Data (2011)

Kindred Island Property Pacific County, Washington

Crab & Shrimp

Washington Crab Ocean Gold Westport Seafoods

Total

		2011		
September	October	November	December	2011 Total
142,059	187,803	104,639	113,983	548,484
142,000			30,072	30,072
			144,800	144,800
142,059	187,803	104,639	288,855	723,356

Crab Only

Washington Crab Ocean Gold Westport Seafoods

Total

	33,752			33,752
	,		30,072	30,072
			144,800	144,800
-	33,752	-	174,872	208,624

Shrimp Only

Washington Crab Ocean Gold Westport Seafoods

Total

142,059	154,051	104,639	113,983	514,732
				_
142,059	154,051	104,639	113,983	514,732

COMBINED TOTALS

<u> </u>		104 530	288.855	723,356
142.059	187,803	104,639	200,000	723,330

ECO Farms - Applied Product Data (2012) Kindred Island Property Pacific County, Washington

	February Mar	132,374	117,000	91,200	340,574	
	January	107,478	139,100	20,000	266,578	
Kindred Island Property Pacific County, Washington	Crah & Shrimp	Washington Crab	Dean Gold	Westport Seafoods	Total	

							2012				
								A.101104	Contambar	October	Nov
		r-builder	March	Anril	May	June	Ams	August	Jepterine:		
	January	reprody	Malcii					C 1.1.2	40.612	53 171	
	020	1 120 001	200 00	69 086	116.991	121,787	44,514	77//9	40,012	1,1,00	
on Crab	10/,4/8		12,54	250/50			000 00				
	000	117 000	000 39				30,000				
	139,100	111,000	ממירה				00000				
	000 00	000 100					100001				
Seafoods	1 000,002							24. 14.	40.513	52 171	
	0000	1/23 01/2	114 347	69.086	116,991	121,787	84,514	8/,/14	40,014	- [
	8/5/997	340,374	140,417	22)22							

436,787 351,100 121,200 909,087	386,285
11,699	41,472
11,348	29,264
27,821	59,891
6,539 30,000 10,000 46,539	37,975
40,768	81,019
16,151	100,840
33,262	35,824
49,347 65,000 114,347	
132,374 117,000 91,200 340,574	
107,478 139,100 20,000 266,578	
Washington Crab Ocean Gold Westport Seafoods Total	Washington Crab Ocean Gold Westport Seafoods Total

Shrìmp Only

Crab Only

386,285		200	386,285		1,295,372
41,472			41,472		53,171
29,264			29,264		40,612
59,891			59,891		87,712
37,975			37,975		84,514
81,019			81,019		121,787
100,840			100,840		116,991
35.824			35,824		980'69
					114,347
					340,574
					266.578
ylu	Washington Crab	Ocean Gold	Westport Seatoods	0.00	COMBINED TOTALS

Eco Farms Crab Shell Operations January 2013

	Client	Total	Total
Cleint	Code No.	Pounds	Tons
Washington Crab	100	36,000	18.00
Westport Seafood, Inc	200	374,800	187.40
Ocean Gold Seafood, Inc	300	400,000	200.00
Custom Seafood Services	400	132,000	66.00

471.40

942,800

Year-to-Date through 1/30/2013

rrab crab	
Oriver reg	
Trailer Number 210 g	
Ranch Field Truck OG - 1	
Pick up Date Bill of Lading Weight Fleid Delivery Date Ranch Field Track Trailer Number Droduct 27-Jan-13 18,000 28-Jan-13 0G-1 217 greg crab 29-Jan-13 18,000 30-Jan-13 0G-1 217 greg crab	36,000 18.00
Pick up Date Bill of Lading 27-Jan-13 29-Jan-13	Year-to-date As of 1/36/2013 Total Tons
Category Client 100 Washington Crab 100 Washington Crab	
10 245 256	

•

-		Dick Oato	Majori Total Totes	eld Delivery Da	Ranch Field	Truck	Driver	Product
D Cal	Category Cilent	ו דונא עף טמנה ן	- <u>-</u>		•	mack	rick	crab
199	200 Westport Seafood	CT-Her-ZO	11,400	03-lan-13		mack	rick	crab
200	200 Westport Seatood	03-1911-15	11,400	04-Jan-13	5	mack	rick	crab
201	200 Westport Searood	04-jan-13	11,400	05-Jan-13	u	mack	rick	crab
202	200 Westport Seatood	02-3an-13	11.400	08-jan-13		mack	rick	crab
208	ZOU Westport Seatoou	09-lan-13	11.400	09-Jan-13		mack	rick	crab
507	200 Westport Seatood	14-Jan-13	11,400	14-Jan-13		mack	rick	crab
21.3	200 Westport Seafood	15-lan-13	11,400	15-Jan-13		mack	rick	crab
214	200 Wespoil Jeanous	16-Jan-13	11,400	16-Jan-13	1	mack.	rick	crab
212	200 Westport Seafood	17-Jan-13	11,400	17-Jan-13	>-	mack	rick	crab
273	200 Westnort Seafood	18-Jan-13	11,400	18-Jan-13		mack	rick	crab
223	200 Westport Seafood	18-Jan-13	11,400	18-Jan-13		mack	rick	crab
725	200 Westport Seafood	19-Jan-13	11,400	19-Jan-13	_	mack	rick	crab
7.00	200 Westport Seafood	19-Jan-13	11,400	19-Jan-13		mack	살	crab
228	200 Westport Seafood	20-Jan-13	11,400	20-Jan-13	<u>.</u>	mack	TCK TCK	crab
222	200 Westport Seafood	20-Jan-13	1.1,400	20-Jan-13		таск	rick	crab
730	200 Westport Seafood	20-Jan-13	11,400	20-Jan-13	-	mack	rick	crab
731	200 Westnort Seafood	21-Jan-13	11,400	21-Jan-13		mack	rick	crab
45.0	200 Westnort Seafood	22-Jan-13	11,400	22-Jan-13		mack	rick	crab
000	200 Westport Seafood	22-Jan-13	11,400	22-Jan-13		mack	rick	crab
240	200 Westnort Seafood	23-Jan-13	11,400	23-Jan-13		mack	rick	crab
750	200 Westnort Seafood	24-Jan-13	11,400	24-Jan-13		mack	rick	crab
טנים 15יר	200 Westnort Seafood	24-Jan-13	11,400	24-Jan-13		mack	rick	crab
252	200 Westport Seafood	25-Jan-13	11,400	25-Jan-13		mack.	ríck	crab
753	200 Westport Seafood	25-Jan-13	10,000	25-Jan-13		mack	ПС	crab
254	200 Westport Seafood	27-Jan-13	11,400	27-Jan-13		mack	ž	crab
257	200 Westport Seafood	28-Jan-13	11,400	28-Jan-13		mack	rick S	crab
258	200 Westport Seafood	28-Jan-13	11,400	28-Jan-13		mack	<u>ĕ</u> :	crab
261	200 Westport Seafood	29-Jan-13	11,400	29-Jan-13		mack	ž	crab
262	200 Westport Seafood	29-Jan-13	11,400	29-Jan-13		mack	È,	Crab
263	200 Westport Seafood	29-Jan-13	11,400	29-Jan-13		mack	<u>\$</u>	crab.
790	200 Westport Seafood	30-Jan-13	11,400	30-Jan-13		mack	¥	crab
268	200 Westport Seafood	30-Jan-13	11,400	30-Jan-1.3		mack	rick	crab
	Year-to-date							
	As of 1/30/2013		3/4,800					
		Total Tons	187.40					

QI	Category Client	Pick up Date	Bill of Lading	Weight	Field Delivery Date	Ranch Fleid	Truck	Trailer Number Driver	Product
210	300 Ocean Gold	08-Jan-13	145164	30,000.00	08-Jan-13		JG-3	210 grag	crab
212	300 Ocean Gold	10-Jan-13	145165	30,000,00	10-Jan-13		36-3	210 greg	crab
218	300 Ocean Gold	19-Jan-13	145166	30,000.00	19-Jan-13		56-3	203 greg	crab
21.9	300 Ocean Gold	19-Jan-13	145167	30,000.00	19-Jan-13		5-90	207 greg	crab
220	300 Ocean Gold	19-Jan-13	145168	40,000.00	19-lan-13		56-3	204 greg	crab
221	300 Ocean Gold	21-Jan-13	145169	30,000.00	21-Jan-13		5-90	207 greg	crab
222	300 Ocean Gold	22-Jan-13	145170	30,000.00	23-Jan-13		06-3	21.0 greg	creb
237	300 Ocean Gold	23-Jan-13	145171	30,000.00	23-Jan-13		JG - 1.	203 greg	crab
238	300 Ocean Gold	26-Jan-13	145172	30,000.00	26-Jan-13	,	JG-1	207 greg	crab
242	300 Ocean Gold	26-Jan-13	145175	30,000.00	26-Jan-13		16-1	210 greg	crah
243	300 Ocean Gold	27-Jan-13	145173	30,000.00	28-Jan-13		JG-1	202 greg	crab
244	300 Ocean Gold	29-Jan-13	145174	30,000,00	30-Jan-13		26-1	203 greg	crab
264	300 Ocean Gold	30-Jan-13	145176	30,000.00	30-Jan-13		JG - 1	207 greg	crab
		Year-to-date							
		As of 1/30/2013	Total Tons	400,000.00					
				ı					

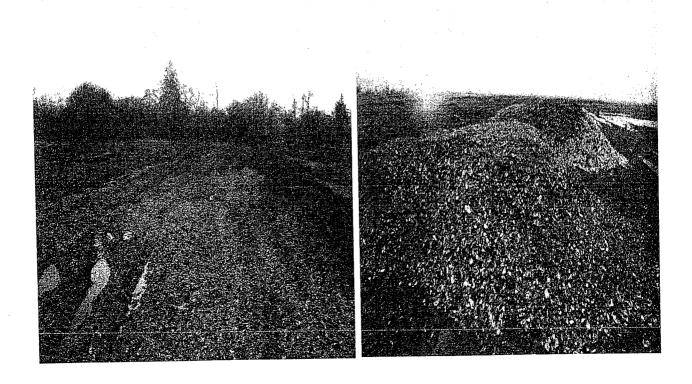
-	Category	Pick up Date	Weight	Total Totes	Field Delivery Date	Ranch Field	Driver	Produ
, 20%	Ann Custom Seafond Services	03-Jan-13	6,000	ŷ	03-Jan-13		russ	crab
202	AND Custom Seafood Services	04-Jan-13	6,000	9	04-Jan-13		russ	crab
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Year-to-date As of 1/30/2013

132,000 66.00 Total Tons



Nelson Ranch Land Application 1-30-2013. Crab shell properly spread





SHOALWATER BAY INDIAN TRIBE

P.O. Box 130 • Tokeland, Washington 98590 Telephone (360) 267-6766 • FAX (360) 267-6778

EFR 19 2013

February 15, 2013

Tim Croce:

The Shoalwater Bay Tribal Council is alarmed and extremely concerned with the disposal of crab shell and other sea life remains by the Eco Company on areas that drain into wetlands and into Willapa Bay. We have found this disposal was conducted illegally and stopped and then started again under the Green Act and now has a much larger operation. The Tokeland Peninsula has the possibility of becoming a garbage dump for many companies who would like to find a place to rid themselves of decomposing sea life scraps and shell. This is winter, when spring and summer comes and the odor increases. This stench will affect our local economy which is highly dependent on tourism.

The Shoalwater Bay Tribe and the citizens of Tokeland value the beautiful Peninsula with its unique plants and trees, the vast wetlands, the clean waters of the Bay and the clean air. We want this area to be beautiful and inviting this summer, twenty years from now, fifty years from now, and forever from now.

The Shoalwater Bay Constitution states in Article 1 – Sovereignty and Jurisdiction:

The jurisdiction and governmental power of the Shoalwater Bay Indian Tribe shall extend over the following, to the fullest extend permitted by the Federal Law,

(a) All lands, waters, property, airspace, other resources and any interest therein within the boundaries of the Shoalwater Bay Indian Reservation as established by the Executive order of September 22. 1866, or as hereafter constituted, not withstanding the issuance of any patent or right of way.

The Shoalwater Bay Council is concerned that the State of Washington will issue Eco Company a Farm Permit and Eco Company will no longer be required to report amounts deposited, spraying done, or test air quality. There has been no consultation with the Shoalwater Bay Tribe on the project.

The Shoalwater Bay Tribe is concerned because of the possible polluting of the Shoalwater Bay Reservation, the Bay, the beaches, the air quality on Reservation and off, the wetlands, the drinking water, and also the possible killing of the eagles and other birds and animals who scavenge for food if the dump areas are being sprayed with ammonia or other chemicals. There are now seven Eagles living by our lake, and it is a very short flight to this dumping ground. The wetland areas close to the dump area are filled with ducks, geese, and other birds which will be affected also.

As a Tribe we are held to high standards to protect our environment. There is no double standard; all people should be held to the same high standards.

In addition to the air quality and odor issues, there are a number of other questions yet to be sufficiently answered. First, is there the potential for nutrient loading in the Willapa Bay? Nutrients, especially nitrate and phosphate compounds that are not taken up by the available plant roots below the disposal site, could migrate into the groundwater or surface water and then into Willapa Bay. Nutrient loading can exacerbate the problems created by the increased algal growth. Are there nearby wetlands that could be impacted as a result of applying the many tons of crab-shell material that could affect the hydrology? If a permit has been issued what are the conditions and responsibilities of the applicant? Does the applicant have to have the dump site tested prior to application to assure only shell material and not fish and shellfish waste products are being dumped? And what is the enforcement procedure for the permit? Is there a periodic third-party compliance monitoring plan in place? And if so, who is responsible for assuring that the conditions of the permit are being met?

The Shoalwater Bay Tribe is requesting that no further permitting be given this company and no further dumping be done until the agencies which protect the environment, the wetlands, the air, the health of people, and the underground water source do a thorough investigation into what has been done and what is being proposed by this company. We further request a copy of the permit and the study done before the dumping of seafood waste was permitted.

The Shoalwater Bay Council believes the Shoalwater Bay Reservation and the Tokeland Community could be headed for environmental and economic disaster if our Lands, air, drinking water, and Bay are not protected. We believe there is a threat to the general health of the Shoalwater Bay Tribal Members and also the health of the citizens of Tokeland from the strong odor of decomposing shell and possibly other waste products that are being applied to land adjacent to Tribal Trust lands. We have special concerns for Elders, children, babies and those who are ill. As a Tribe we have already lived through a sad and traumatic time when pregnancies did not come to term or the babies who were born did not live to be a year old. This is historical trauma.

The Shoalwater Bay Tribe believes our mission, like yours, is to protect human health and the environment. We request consultation from all County, State or Federal agencies whose job it is to protect the health of people, the air, the drinking water, the wetlands, the birds and animals, the land and the great Bay. Before any further permits are awarded to this company or any other company to dump shellfish or any other waste products, we would like to be informed and allowed to comment.

It is the job of the Shoalwater Bay Tribal Council to protect our land, water, and air because our Reservation belongs to our children and their children, seventy generations times forever.

Mosse

Sincerely,

Marlene Melson

Charlene Nelson, Chairwoman

Shoalwater Bay Indian Tribe



SHOALWATER BAY INDIAN TRIBE

P.O. Box 130 • Tokeland, Washington 98590 Telephone (360) 267-6766 • FAX (360) 267-6778

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WOARD OF COMMISSIONERS

Commissioner Lisa Ayers 1216 Robert Bush Drive South Bend, Washington 98586

March 15, 2013

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RE: EMERGENCY REQUEST FOR CONSULTATION

Dear Commissioner Ayers:

The Shoalwater Bay Tribe requests a Consultation with your agency concerning a project on property adjacent to the Shoalwater Bay Reservation. Several companies have been dumping shellfish and finfish waste products that we fear will end up in Willapa Bay, nearby wetlands, or in the groundwater aquifer under this area. The land application site is near wetlands where an illegal dike was built in the late 30's or early 40's.

Towards the end of January of 2013, many trucks were observed or heard dumping waste products day and night. The odor was very strong over lower Tokeland and the Reservation and a number of complaints were made by Tribal and non-Tribal residents. Our reservation airspace was polluted with the stench. We own the air above our Reservation and feel we have a responsibility and right to keep it clean.

All of us are aware of how fragile the environment is and we know that all of us have a responsibility for its protection. We may or may not be able to repair the past damage, but it is mandatory to prevent more damage now by doing it right from this day to forever. Indian tribes are the Stewards and Warriors to protect the land, air, and water.

There was a time when the Chum Salmon returned home to spawn, but one year when the Chum Salmon came back, a dike had been built and they were blocked from entering their homeland. The bulldozers had come to dump dirt and rocks onto the Wetlands and blocked the waterways. My father was born 121 years ago and he saw the Salmon come home. They can not come home now.

ERTS # 640593

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We need the Consultation scheduled as soon as possible and I would like the EPA, the United States Corps of Engineers, the Washington State Department of Ecology, Washington State Fish and Game, the Pacific County Commissioners and our Council to sit together at the Council table.

Please stand with us.

Masi.

Charlene Nelson, Chairwoman

Marlere Mlson

Shoalwater Bay Indian Tribe

ERTS# 640593

From: Charlene Nelson [mailto:cnelson@shoalwaterbay-nsn.gov]

Sent: Friday, April 12, 2013 8:41 AM

To: Lyon, Peter (ECY)

Subject: RE: Larson Revocation Letter

There were 13 big truckloads dumped Sunday. Hope they read their mail today.

Charlene Nelson Shoalwater Bay Chair

From: Lyon, Peter (ECY) [mailto:PLYO461@ECY.WA.GOV]

Sent: Wednesday, April 10, 2013 12:31 PM

To: Charlene Nelson

Cc: Toteff, Sally (ECY); Laurie, Tom (ECY)

Subject: FW: Larson Revocation Letter

Chairwoman Nelson,

The purpose of this email is to provide you with a copy of the letter that Pacific County Department of Community Development (DCD) sent to Larson Property Management, LLC, dba Salt Aire Inc., revoking their permit to land apply solid waste at the Nelson Siding Ranch near Tokeland, WA. During our phone conversation on February 28th, I committed to keeping you up-to-date regarding the latest developments of this situation. A member of my staff is now in contact with Pacific County DCD and will be assisting them moving forward with any potential land application proposals.

Please feel free to contact me if you have any further questions. Otherwise, Southwest Regional Director Sally Toteff, Ecology Tribal Liaison Tom Laurie and I look forward to meeting you in person on April 19th at the scheduled Government-to-Government Consultation meeting.

Regards,

Peter Lyon Regional Manager Waste 2 Resources Program Washington State Department of Ecology (360) 407-6381 ? Before printing, please think green.

Entry Person JUNEAU, CONNIE

Entry Date 4/12/2013

ERTS # 640593

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ERTS # 640593

A truck dumped at the (Kindred Holdings), (Eco Farm), Salt Aire site this morning 4-13-13 at approximately 9:30 AM. This information has been removed by the ERTS complaint coordinator due to confidentiality, has observed the day and night trucks dumping of shell and other waste products since the company began to accommodate dumping for several processors.

It might be good to notify the companies who are trucking the shell and other waste products down to this site that dumping was supposed to cease on the 12th of April and what they are doing is illegal.

Masi and I will see you all on the 19th.

Charlene Nelson Shoalwater Bay Tribal Chairwoman

Entry Person JUNEAU, CONNIE

Entry Date 4/15/2013

ERTS # 640593

First Last Last Location Name Nelson Location Name Nelson Stock Ranch
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Cause HUMAN FACTOR - IMPROPER PROCEDURES Other Address Other Address City TOKELAND State WA Zip Phone Ext Type Vessel Name Hull Number Additional Contact Information Name Phone Ext Type More Information More Information Message From: Toteff, Sally (ECY) Sent: Monday, April 22, 2013 3:45 PM To: Juneau, Connie (ECY) C: Bergquist, Bob (ECY); Lund, Perry (ECY); Lyon, Peter (ECY); White, Abbe (ECY)
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Cc: Bergquist, Bob (ECY); Lund, Perry (ECY); Lyon, Peter (ECY); White, Abbe (ECY)
Subject. FVV. Hever was a faith (ONOLAGON ILD)
Hi Connie, Chairwoman Nelson called and reported she saw a truck go onto the Saltaire property in Pacific County. She also reported something
was sprayed, it has odors, and is concerned this could harm wildlife or birds. I asked her to send the email below so you can add this complaint into the environmental complaint tracking system.
Does this make sense?
What entities will receive this referral?
Thanks- Sally
D. D. D. L. D. L. L. D. L. L. D. L.
Copying Peter, Bob and Perry so they are aware of this complaint. Chairwoman Nelson asked for Faith's phone number and indicated she would contact her with these concerns.

ERTS # 640593

Sent: Monday, April 22, 2013 3:19 PM

To: Toteff, Sally (ECY)

Cc: Charlene Nelson

Subject: FW: never was a farm (UNCLASSIFIED)

Classification: UNCLASSIFIED

Caveats: NONE

Chairwoman Nelson, Shoalwater Bay Tribe asked me to forward this email chain to you for your consideration regarding the Saltaire/Nelson Stock Farm/Larson property we discussed last Friday.

Thanks

Lori

-Original Message--

From: Čharlene Nelson [mailto:cnelson@shoalwaterbay-nsn.gov]

Sent: Monday, April 22, 2013 2:48 PM

To: Morris, Frances NWS

Subject: FW: never was a farm (UNCLASSIFIED)

Please forward to Sally.

----Original Message----

From: Charlene Nelson

Sent: Monday, April 22, 2013 2:44 PM

To: 'sally.totell@ecy.wa.gov'

Subject: FW: never was a farm (UNCLASSIFIED)

-Original Message--

From: Charlene Nelson Sent: Monday, April 22, 2013 2:43 PM

To: 'saliy.totell@ecy.wa.gov'

Subject: FW: never was a farm (UNCLASSIFIED)

Hi.

I am forwarding some emails I have sent out since Sunday. There was something in the form of chemical spread or sprayed on dump site since the 19th. Sprayed on Sunday the 21st, truck came in covered with tarps after which bulldozers worked.

Chariene Nelson Shoalwater Bay Chair

--Original Message--

From: Morris, Frances NWS [mailto:Frances.Morris@usace.army.mil]

Sent: Monday, April 22, 2013 12:39 PM

To: Charlene Nelson

Subject: RE: never was a farm (UNCLASSIFIED)

Classification: UNCLASSIFIED

Caveats: NONE

I contacted the County and Corps personnel. Could you contact Saily Toteff? That would help I think.

-Original Message---

From: Charlene Nelson [mailto:cnelson@shoalwaterbay-nsn.gov]

Sent: Monday, April 22, 2013 12:25 PM

To: Morris, Frances NWS Subject: never was a farm

The land that Kindred Holdings/Eco Farms/Salt Aire/Custom Processing are claiming as old farm lands has always been the way it is today according to a Tribal member who lived here most of her life, it is and forever will be a wetland. The only changes were in the corner right across from our Environmental Buildings. The above owners dumped tons and tons of fill in that area that they were selling to Pacific County PUD.

I think Ecology needs to know about yesterday's actions by this group of owners. Ecology is enforcement I think. If I decided to do something like this on our wetlands I would be sitting in Federal prison by now. Did you contact them or should I?

Charlene Nelson

Shoalwater Bay Chairwoman

ERTS # 640593

Classification: UNCLASSIFIED Caveats: NONE		·
Classification: UNCLASSIFIED Caveats: NONE		
	Entry Person JUNEAU, CONNIE	Entry Date 4/22/2013

ERTS # 640593

Referral

				Referral #	167536
Referral Method	Person Referred to	MRAZ, RICK		Primary	
O 5 " FDTO	Phone	(360) 407-6221	Fax (360) 407-6305		
E-mail ERTS number	E-mail	rmra461@ecy.wa.gov			
E-mail attachment	Program/Organization	SHORELANDS AND EN	VIRONMENTAL ASSISTANCE		
O Print	Address	300 DESMOND DR			
○ Telephone	City	LACEY	WA		
	Region/Location	SWRO			
	Referral Date	4/12/2013			
				Referral #	167537
Deferred Marke d	Person Referred to	ROCKETT, DEREK		Primary [
.Referral Method		(360) 407-6697	Fax (360) 407-6305	Timery	
C E-mail ERTS number		droc461@ecy.wa.gov	(555) .5. 5555		
E-mail attachment	Program/Organization				
O Print	Address				
○ Telephone		LACEY	WA		
	Region/Location				
	Referral Date				
	Nelellai Date	4/12/2013			
				Referral #	167540
Referral Method	Person Referred to	MATTHEWS, CHUCK		Primary [
○ E-mail ERTS number		407-6383	Fax (360) 407-6305		
E-mail attachment	E-mail	cmat461@ecy.wa.gov	•		
O Print	Program/Organization	SOLID WASTE			
- I	Address				
○ Telephone	City				
	Region/Location	SWRO			
	Referral Date	4/12/2013			
				Referral #	167543
Referral Method	Person Referred to	Pacific County, Mike		Primary [
	Phone		Fax	,	
○ E-mail ERTS number		mstevens@co.pacific.wa	a.us		
E-mail attachment		Paific County - Shoreline			
O Print	Address				
○ Telephone	City		WA		
	Region/Location				
	3.0				
	Referral Date	4/12/2013			

ERTS # 640593

				Referral #	167544
Referral Method	Person Referred to	US Army Corp of Engin	eers, Ron	Primary 🗌	
	Phone	(206) 766-6439	Fax		
© E-mail ERTS number	E-mail	Ronald.J.Wilcox@usac	e.army.mil		
E-mail attachment	Program/Organization	US Army Corp of Engin	eers - Pacific County		
O Print	Address				
○ Telephone	City		WA		
	Region/Location	SWRO			
	Referral Date	4/12/2013			
				Referral #	167545
Referral Method	Person Referred to	OLYMPIC REGIONAL	CLEAN AIR AGENCY, ROBERT	Primary [
	Phone	(360) 539-7610	Fax 360-491-6308		
○ E-mail ERTS number	E-mail	robert.moody@orcaa.o	rg		
E-mail attachment	Program/Organization	ORCAA			
O Print	Address	2940 B LIMITED LANE	NW		
○ Telephone	City	OLYMPIA	WA 98502-		
	Region/Location	AIR QUALITY			
	Referral Date	4/12/2013			
				Referral #	167873
Referral Method	Person Referred to	Pacific County DCD, F	aith	Primary [
	Phone	(360) 875-9356	Fax		
○ E-mail ERTS number	E-mail	ftaylor@co.pacific.wa.u	ıs		
E-mail attachment	Program/Organization	Community Developme	ent Environmental Director		
O Print	Address				
○ Telephone	City		WA		
	Region/Location	SWRO			
	Referral Date	4/22/2013			

Followup (None)



BUILDING . ENVIRONMENTAL HEALTH . PLANNING

April 10, 2013

Larson Property Management, LLC P.O. Box 580 Tokeland, WA 98590-0580

RE: Land Application/Solid Waste Permit for Larson Property Management LLC.

Dear Mr. Larson:

I regret to inform you that the Pacific County Land Application Permit issued to Larson Property Management LLC has been revoked due to findings from the Washington State Department of Ecology (Ecology) during the 45 day review and comment process. Ecology determined the application is incomplete, lacking proper SEPA review and specific contents required for a complete application. It is my understanding that you wish to resubmit your permit application as soon as possible. Please provide the following information including all requirements detailed in WAC 173-350-040 & 173-350-230 and resume the process of obtaining a permit.

The following list of items will need to be provided to complete your application:

- 1. Complete and submit a SEPA Checklist to provide opportunity for public comment.
- 2. Provide maps showing the specific locations where proposed land application will occur.
- 3. A wetland delineation of the site must be completed by a licensed wetland specialist. Maps and a report must be included in your application.
 - a. If seasonal ground water is determined to be within three (3) feet of the surface, a management plan must be provided describing how ground water will be protected.
- 4. Submit a report showing agronomic rates specific to crops produced in the application area.
- 5. Bi-annual soils tests must be performed in the spring and fall to determine the baseline soil nutrients and post application nutrient up-take. Maps of the testing locations must be included.

The revocation of the permit will be effective as of April 19th, 2013 at which time you will not be permitted to accept shell material on-site.



STATE OF WASHINGTON

DEPARTMENT OF ECOLOGY

P.O. Box 42775 . Olympia, Washington 90504-7775 . (360) 407-6300

March 27, 2013

Ms. Faith Taylor-Eldred
Pacific County Department of Community Development
1216 W. Robert Bush Drive
PO Box 68
South Bend, WA 98586

RE: Salt Aire, Inc. Land Application Solid Waste Permit and Application

Dear Ms. Taylor-Eldred:

As you are aware, the Washington Department of Ecology (Ecology) has received complaints regarding effects from the land application of shellfish wastes at the Nelson Stock Ranch on Kindred Island in Pacific County. The Pacific County Department of Community Development (Pacific County) has subsequently represented to Ecology that Salt Aire, Inc. is land-applying these wastes at the site as allowed by a permit issued by the County under the state Solid Waste Handling Standards, Chapter 173-350 WAC. The effective date of the permit issued by Pacific County to Salt Aire, Inc. was January 16, 2013.

On February 27th, 2013, Pacific County provided Ecology solid waste permit application and permit documents by way of email. This was the first opportunity Ecology Waste to Resources staff had to review any materials associated with permitting land application of shellfish waste at this location. Ecology believes Salt Aire's solid waste permit was issued without following a number of steps that are required by the statutes and regulations that govern the solid waste permitting process. These omissions have prevented Ecology from carrying out its statutory obligations to review applications and permits and provide comment.

Ecology believes the current permit is not valid under the governing statute and may appeal Pacific County's decision to issue the solid waste permit. Section 185 of Washington's Solid Waste Management statute, RCW 70.95, states "No permit issued pursuant to RCW 70.95.180 after June 7, 1984, shall be considered valid unless it has been reviewed by the department." The statute obligates Ecology to conduct certain reviews and provide responses as part of the permitting process, which Ecology has been unable to do as a result of the process employed by Pacific County to permit this activity.

Further, section 710 of WAC 173-350 lays out a process for processing a solid waste permit application, specifically identifying the interactions of the permitting agency and Ecology. A solid waste permitting agency must first make a determination that an application is complete and includes all information listed in WAC 173-350-715. Once determined to be complete by the permitting agency, a copy of the complete application must be submitted to Ecology for review and comment. Ecology then provides a recommendation to the permitting agency for or against the issuance of the permit within 45 days. Once a permitting agency has issued a solid waste permit, it must file a copy of the permit with the appropriate Ecology regional office within seven days. Ecology then has thirty days to review the permit and report its findings on the issuance to the permitting agency.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY REGION 10

1200 Sixth Avenue, Suite 900 Seattle, WA 98101-3140

OFFICE OF THE REGIONAL ADMINISTRATOR

APR 8 2013

Charlene Nelson, Chairwoman Shoalwater Bay Indian Tribe P.O. Box 130 Tokeland, Washington 98590

Dear Chairwoman Nelson:

The U.S. Environmental Protection Agency (EPA) received your letters of February 15, 2013, and March 15, 2013. In your letters you articulate your concerns about disposal of shellfish and finfish waste remains at property adjacent to the Shoalwater Bay Indian Tribes' Reservation.

To respond to your concerns, the EPA and the U.S. Army Corps of Engineers (Corps) conducted a joint site inspection on March 6, 2013. Mr. Chris Gebhardt, Clean Water Act (CWA) Section 402 inspector, and Ms. Linda Storm, Aquatic Ecologist and CWA Section 404 inspector, participated in the site inspection. Corps' representatives were Senior Scientist, Ms. Kristina Tong and Project Manager, Mr. Ron Wilcox. Our objectives were to determine the nature of the activities occurring at the site and whether or not those activities are in violation of the CWA.

The EPA is in the process of determining whether there have been CWA Section 402 discharge violations at the subject property. The Corps has the lead responsibility to follow-through on the CWA Section 404 inspection as they are the permitting agency for CWA Section 404 authorizations. The EPA is coordinating with the Corps on their determination of whether or not there has been an unpermitted discharge of dredged or fill material regulated by Section 404 of the CWA. The Corps and EPA are in the process of obtaining additional information to help inform this decision. This determination has not been concluded at this time.

The EPA acknowledges your request for consultation. We are committed to being responsive to your request. As you are aware, we are working with the Seattle District Corps Tribal Liaison, Ms. Lori (Frances) Morris, to schedule a consultation meeting with you. This meeting is scheduled at the Shoalwater Bay Tribal Center on April 19, 2013 at 10:30 a.m. We are grateful you are willing to host and look forward to seeing you then.

In the interim, please feel free to contact me or my program staff lead, Ms. Linda Storm, with any questions you have. Ms. Storm can be reached by calling (206) 553-6384 or emailing storm.linda@epa.gov.

Sincerely,

Dennis J. McLerran Regional Administrator



DEPARTMENT OF THE ARMY SEATTLE DISTRICT, CORPS OF ENGINEERS P.O. BOX 3755

P.O. BOX 3755 SEATTLE, WASHINGTON 98124-3755

Regulatory Branch

APR 1 2 2013

Chairwoman Charlene Nelson Shoalwater Bay Indian Tribe Post Office Box 130 Tokeland, Washing 98590

Reference: NWS-2013-322

Kindred Island Holdings, LLC

Dear Chairwoman Nelson,

Thank you for your letter dated March 15, 2013, requesting consultation with the U. S. Army Corps of Engineers (Corps). You have expressed concern about shellfish and finfish waste products being imported to a property adjacent to the Shoalwater Bay Reservation near Tokeland, in Pacific County, Washington.

The Corps and U.S. Environmental Protection Agency (EPA) have unique roles and responsibilities under the Clean Water Act (CWA). Under Section 404 of the CWA, the Corps is granted authority to permit certain discharges of dredged or fill material into waters of the U.S., including wetlands. The EPA and Corps work collaboratively to resolve unauthorized discharges of dredged or fill material into waters of the United States. Under Section 402 of the CWA, the EPA and EPA approved states are granted authority to permit certain discharges of pollutants other than dredged or fill material into waters of the U.S. The Corps has no authority to regulate the discharge of Section 402 pollutants.

In response to the Shoalwater Bay Tribe's concerns about a potential unauthorized discharge of pollutants into waters of the U.S., members of my staff conducted a site visit jointly with EPA staff on March 6, 2013. My staff inspected the site, evaluated the imported waste material, and collected soil, vegetation, and hydrological data to determine the location and extent of any on site waters of the U.S., including wetlands. Based on the data collected and other available information, my staff determined that wetlands do occur on the site.

My staff is working with the EPA to determine whether the shellfish and finfish processing waste imported to the site qualifies as dredged or fill material regulated by the Corps under Section 404 of the CWA or as a pollutant regulated by the EPA under Section 402 of the CWA. EPA and the Washington State Department of Ecology are the appropriate agencies to determine whether any violation of Section 402 of the CWA occurred.

NPDES Discharge Permits for Seafood Processors: Pacific and Grays Harbor Counties "April 2013"

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County.	1.00000			
Pacific	Nelson Crab	Shrimp/ crab	yes	3
(Don Reif)	bd	oysters	yes	Only oyster shell, all is re-used
	oducts	crab/ oysters	yes	3
	Dungeness Developme	Dungeness Developme shrimp/crab/oysters/clams	yes	2, and have two farmers fields as back-up (+, 2).
	Nisbet Ovster	oysters	yes	oyster shell is re-used, not disposed
	8	crab/ shrimp	yes	2, 3
	Fish Co.	shrimp/ crab	yes	1, 3
			KEY to DISPOSAL OPTIONS	21/21 X
	27/2	Adain/ Osozo	1) Diamond Bar Ranch/Jim Goulte	Goulter, Ilwaco- field applied
	47 14.0 Final	not as	2) Dungeness Development	2) Dungeness Development, South Bend-dried then shipped to China Crudo
	SI IA Car white		PacificGro, Raymond- us	nake liquid crop fertilizer/
	Down	Out	4) Swagger Farm, 20 Bezemer Rd,	Raymond, WA 985//
		out	5) Rose Ranch, 6847 US HW	5) Rose Ranch, 6847 US HWY 101, South Bend, WA 30300 Miles AMIN'S
Grays Harbor				
				Const Protein
	Ocean Gold/NPDES		Von	a. Rendering Plant Hoquiditi (Ocean Frocein), b. Renton Wastewater treatment facility
(Aziz Mahar)	Permit	Clab/1 actic satural P (mass)		a. Ocean Protein Plant Hoquiam,
	Washington Crab			b. Dungeness Development, South Bend
	Producers/NPDES			c. Dan Humphries, Bio-Oregon, Warrenton, Oregon
	Permit	Crab/Shrimp	Yes	
	Westport			Email cultillianication of wards expense its
	Seafood/State Waste			Cornman, states that Westport Sealous series
	Discharge Permit	Crab	No	process waste illatellat to pair mile i repersion.

to Tim

Law Office of Charles Craig Holley

220 - 23rd Avenue E., Suite #202 Seattle, WA 98112 (206) 325-5516

April 23, 2013

Electronic Transmission Only

THE PACIFIC COUNTY BOARD OF COMMISSIONERS

Ms. Lisa Ayers, District #3, CHAIR, Email: layers@co.pacific.wa.us Mr. Steve Rogers, District #1, Email: srogers@co.pacific.wa.us Mr. Frank Wolfe, District #2, Email: fwolfe@co.pacific.wa.us

RE: County Revocation of Larson Permit Letter April 10, 2013

Dear Board of Commissioners:

The lack of response to the Larsons' protest letter from this office dated April 15,2013 constitutes the County's acknowledgement of the impropriety of the revocation of the fertilization permit, without due process. By this letter, the Larsons appeal the revocation decision as an abuse of discretion, an arbitrary and capricious governmental decision, and an unlawful interference with the Larsons' County approved and permitted farming operation.

Yours truly,

/s/ signed electronically

Charles Craig Holley WSBA # 19931 cholley3233@comcast.net

CC: John Stuhlmiller
Chief Executive Officer
Washington Farm Bureau
jstuhlmiller@wsfb.com

JoAnn Schaffner, President Grays Harbor/Pacific County Farm Bureau joann@shaffnerfarms.com

David Burke
Pacific County Attorney
dburke@co.pac.wa.us

Marie Guernsey

From:

Sent:

cholley3233@comcast.net Tuesday, April 23, 2013 9:09 AM

To:

Cc: Subject:

Lisa Ayers; Steve Rogers; Frank Wolfe jstuhlmiller@wsfb.com; joann@shaffnerfarms.com; David Burke Larson Appeal Re: Immediate Revocaton of Right to Farm or Do Business

Attachments:

APPEAL1.docx

For your review and consideration.

Law Office of C. Craig Holley 220 23rd Ave. East, Suite 202 Seattle, WA 98112 206-325-5516

Law Office of Charles Craig Holley

220 - 23" Avenue E., Suite #202 Seattle, WA 98112 (206) 325-5516

April 15, 2013

Electronic Transmission Only

THE PACIFIC COUNTY BOARD OF COMMISSIONERS

Ms. Lisa Ayers, District #3, CHAIR, Email: layers@co.pacific.wa.us Mr. Steve Rogers, District #1, Email: srogers@co.pacific.wa.us Mr. Frank Wolfe, District #2, Email: fwolfe@co.pacific.wa.us

RE: County Revocation of Larson Permit Letter April 10, 2013

Dear Board of Commissioners:

I represent R. Terrance and Vicki Larson, and Larson Property Management, LLC, residents and taxpayers of Pacific County. I am in receipt of the County's revocation of "Land Application/Solid Waste Permit" letter dated April 10, 2013:

*The revocation has a high probability of causing catastrophic damage to the Larsons in their farming business and livelihood;

*The revocation will impact not only present and future legal and legitimate business interests, but has the potential to cause breaches of promises or contract already undertaken.

It is the spring soil preparation and planting season; these activities must occur now, or the season is lost.

I urge the County to reconsider the revocation, at least until such time as the Larsons can comply with the findings of the Department of Ecology regarding the alleged deficiencies in the County's permitting process. I have been provided with no "findings" or other empirical data remotely supporting the determination to immediately and capriciously terminate the Larsons' right to fertilize and farm their property, in the same manner it has been fertilized and farmed for decades—with county permitting, approval, and support.

The Larsons have always complied with every state, federal, or local requirement. They have pursued their business and commitments in reliance on the county's permitting authority and the county's compliance with applicable statute and regulations.

The economic impact of the revocation will be immediate. The impact on complainants in allowing the spring fertilization and planting to proceed in the interim will be, based on the data provided, negligible. Unilateral and possibly extralegal decision-making processes will not resolve this matter.

Yours truly,

/s/ signed electronically

Charles Craig Holley WSBA # 19931 cholley3233@comcast.net

CC: John Stuhlmiller
Chief Executive Officer
Washington Farm Bureau
jstuhlmiller@wsfb.com

JoAnn Schaffner, President Grays Harbor/Pacific County Farm Bureau joann@shaffnerfarms.com

David Burke Pacific County Attorney dburke@co.pac.wa.us



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY REGION 10

1200 Sixth Avenue, Suite 900 Seattle, Washington 98101-3140

MAY 1 4 2013

OFFICE OF COMPLIANCE AND ENFORCEMENT

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Terry and Vicki Larson Larson Property Management, LLC P.O. Box 580 Tokeland, Washington 98590-0580

Richard Bambauer Kindred Island Holdings, LLC Salt Aire, Inc. P.O. Box 420 Grayland, Washington 98547

Re: Warning Letter and Request for Information Pursuant to Section 308 of the Clean Water Act, 33 U.S.C. § 1318 on Land Application of Seafood Processing Waste Material involving Larson Property Management, LLC; Kindred Island Holdings, LLC; Salt Aire, Inc.; Nelson Stock Ranch; and/or Eco Farms Land.

Dear Mr. and Mrs. Larson and Mr. Bambauer:

The purpose of this letter is twofold. First, by this letter the U.S. Environmental Protection Agency (EPA) warns you of a potential violation of Section 301 of the Clean Water Act (CWA), 33 U.S.C. § 1311. Second, by this letter the EPA requests, pursuant to the authority of Section 308 of the CWA, 33 U.S.C. § 1318, that you respond to the enclosed Information Request.

On March 6, 2013, the EPA and the U.S. Army Corps of Engineers (Corps) conducted a joint site inspection of your property on Kindred Island in Tokeland, Pacific County, Washington (parcels #s: 14111250007 and 14110150002, the "Site"). Mr. Chris Gebhardt, Clean Water Act Section 402 inspector, and Ms. Linda Storm, Aquatic Ecologist and CWA Section 404 inspector, participated in the site inspection from the EPA. Ms. Kristina Tong, Senior Scientist, and Mr. Ron Wilcox, Project Manager, represented the Corps. Our objectives were to determine the nature of the activities occurring at the site and whether those activities violate the CWA. During the inspection, the inspectors noted that various types of shell and fish processing waste material appeared to have been placed on and mixed in the soils at the Site. The inspectors' observations were confirmed by your representation that crab and shrimp shell material had been dumped, spread, and disked into the soil. The EPA and the Corps also collected field data, including measuring groundwater level depths, recording soil conditions along with other observations to determine whether the material had been placed in areas that meet wetland criteria.

The EPA is still in the process of determining whether the dumping, spreading, and disking of shellfish (crab and shrimp) and fish processing waste material resulted in violations of the CWA. However, at this time, we want to warn you that information we have collected to date indicates that you may have

violated Section 301 of the CWA by discharging pollutants into waters of the U.S without a Section 402, 33 U.S.C. § 1342, or Section 404, 33 U.S.C. § 1344 permit. Section 301 of the CWA expressly requires an individual or other entity to obtain a CWA permit before discharging a pollutant into waters of the U.S. Section 301 reads in relevant part as follows: "[E]xcept as in compliance with this section and sections...1342 and 1344 of this title, the discharge of any pollutant by any person shall be unlawful."

In reaching its determination that the dumping, spreading, and disking of crab, shrimp and other fish processing waste material on your property may violate Section 301 of the CWA, the EPA has considered the following information:

- Spreadsheet obtained during the inspection showing increasing amounts of disposed crab and shrimp shell material from several seafood processors from September of 2011 to February of 2013.
- Field observations and results from survey test pits dug during our March 6, 2013, site inspection that indicate the presence of wetland characteristics in the area where the materials were dumped, spread, and disked. These wetlands are adjacent to streams and sloughs which discharge into Willapa Bay and the Pacific Ocean.
- Your acknowledgement that neither you nor your partners had obtained a permit under either Section 402 or 404 of the CWA to authorize the dumping, spreading and disking of crab and shrimp shell and other seafood material.

While the EPA has not yet concluded whether or not the noted activity violated the CWA, it is important to note that Section 309 of the CWA, 33 U.S.C, § 1319, authorizes the EPA to assess civil penalties for violations of the CWA up to \$16,000 per day of violation for administrative cases, and up to \$37,500 for cases filed in federal district court.

As previously noted, this letter also requests that you respond to the enclosed Information Request. This request is issued pursuant to the authority of Section 308 of the CWA and requests information related to the activities the EPA observed during its inspection of March 6, 2013, as well as the history of site land uses.

Please read the instructions and definitions in the enclosure carefully before preparing your response. Answer each question as clearly and completely as possible. Your response to this request must be accompanied by a certificate that is signed and dated by you or the person who is authorized by you to respond to the request. The certification must state that the response is complete and contains all information and documentation available to you that is responsive to the request. A Statement of Certification is included with this letter.

Please submit your answers within thirty (30) calendar days of receipt of this letter to:

U.S. Environmental Protection Agency, Region 10 Attn: Chris Gebhardt 1200 Sixth Avenue, Suite 900, OCE-133 Seattle, Washington 98101

In accordance with 40 CFR § 2.203(a), you are hereby notified that you may assert a business confidentiality claim covering part or all of the information requested above in the manner described by



40 CFR § 2.203(b). Information covered by such a claim will be disclosed by the EPA only to the extent, and by means of the procedures, set forth in 40 CFR Part 2, Subpart B, and the EPA regulations addressing this subject. If no confidentiality claims accompany the information when it is received by EPA, the information may, without further notice to you, be made available to the public.

The Small Business Regulatory Enforcement and Fairness Act, Section 222, provides small businesses with the opportunity to submit comments on regulatory enforcement at the time of an Agency enforcement activity. The Small Business Ombudsman may be reached at 1-800-368-5888.

Failure to provide all the information requested in this letter or to explain adequately the basis for such failure, or the making of any false material statement or representation in response to this Information Request, may constitute a violation of Section 308 of the Act, and may result in an enforcement action and the imposition of civil and/or criminal penalties or fines pursuant to Section 309 of the Act, 33 U.S.C. §1319, and 18 U.S.C. §1001.

The activities that the EPA noted during its inspection of the Site and their potential impact on the environment concern the EPA. We urge you to continue to take steps to ensure that you are compliant with the CWA, as well as other applicable federal, State, and local requirements. As always, be advised that violations may result in a formal enforcement action including the assessment of monetary penalties.

Although the EPA's goal is to ensure landowners/operators comply fully with the CWA, the ultimate responsibility rests with the landowners/operators. Should you have any questions or comments regarding this letter, please feel free to contact Chris Gebhardt, Section 402 Compliance Officer, at (206) 553-0253, gebhardt.chris@epa.gov or Linda Storm, Aquatic Resources Ecologist and CWA Section 404 Compliance Officer at (206) 553-6384, storm.linda@epa.gov. If you have any legal questions concerning this matter, please have your attorney contact Ted Yackulic, Assistant Regional Counsel, at (206) 553-112118, yackulic.ted@epa.gov.

Sincerely

Edward J. Kowalski

Director

Enclosures

1. Information Request

2. Statement of Certification

cc by email:

David Martin, Chief, Columbia River Section

U.S. Army Corps of Engineers, Seattle District

Nick Vira, District Conservationist

USDA- Natural Resources Conservation Service

Chairwoman Charlene Nelson Shoalwater Bay Indian Tribe

Sally Toteff, SW Regional Office Director Washington Department of Ecology

Faith Taylor-Eldred, Director
Pacific County Department of Community Development

ENCLOSURE 1

INFORMATION REQUEST

This information is requested pursuant to Section 308(a) of the Clean Water Act, U.S.C. § 1318(a).

- 1. Your response must include copies of all documents that you rely upon or use to answer any of the questions in the request. All documents must contain a notation indicating the question to which they respond.
- 2. If any question cannot be answered in full, answer to the extent possible. If your responses are qualified in any manner, please explain.
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- 3. The term "identify" means, with respect to a natural person, the person's name, present or last known business address and business telephone number, present or last known home address and home telephone number, and present or last known job title, position, or business.
- 4. The term "identify" means, with respect to a corporation, partnership, or other association or business entity (including a sole proprietorship), its full name, address, legal form (e.g., corporation, partnership, etc.), and a brief description of its business.
- 5. The term "identify" means, with respect to a document, to provide its customary business description, date, number, if any (e.g., invoice or purchase order number), and the substance or subject matter.
- 6. The term "the Site" means the property on which the alleged violations occurred, and all adjacent property to which you have claim of title or operation. In this case "the Site" refers to the property on Kindred Island in Tokeland, Pacific County, Washington (parcels #s: 14111250007 and 14110150002).
- 7. The terms "document" and "documents" shall mean any object that records, stores, or presents information, and includes writings of any kind, formal or informal, whether or not wholly or partially in handwriting, including, but not limited to, any invoice, bill of lading,



receipt, correspondence, memorandum, calendar, notebook, check, canceled check, bank statement, report, message, audio or video tape, photograph, graph, chart, photocopy, map or plan; and, (a) all copies of such document(s) which are different than the original, (b) drafts, (c) attachments to or enclosures with any document, and (d) every document referred to in any other document.

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- 9. The term "wetlands" shall have the same definition as in 33 CFR § 328.3(b).
- 10. The terms "dredged material", "discharge of dredged material", "fill material" and "discharge of fill material" shall have the same definitions as in 33 CFR § 323.2.
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- 12. Words in the masculine shall also be construed in the feminine, and vice versa, and words in the singular shall also be construed in the plural, and vice versa, where appropriate in the context of a particular question or questions.
- 13. All terms not defined in this request shall have their ordinary meaning, unless such terms are defined in the Clean Water Act, 33 USC§ 1251 et seq., or in the regulations found at 33 CFR. Parts 323 and 328, in which case the statutory or regulatory definitions shall apply.

Questions

- 1. Identify the date and means by which the properties constituting the Site were conveyed to you and provide proof of ownership (e.g., deed) of each property. If ownership has changed since the first placement of material on the Site, describe the chain of ownership and provide a description of all parcels of land transferred.
- 2. Identify and describe all work activities conducted at the Site from January 1, 2011 to present including but not limited to: road construction to access the site, dumping shell and shellfish material, plowing and disking the soil, disposal of any soil or excavation of soil, etc. This also includes any work activity that affects the water table, catchment or conveyance of water at the Site (e.g., grading, ditching, ditch work, piping or alterations to existing piping of surface and/or groundwater, catchment systems, etc).

For each discrete activity or portion of the work, include in your description the following information:

- a. Location of the work (by parcel number or legal description);
- b. The purpose for the work activity;
- c. Approximate commencement and completion dates for each work activity;
- d. The approximate linear feet or acreage of land disturbed;
- e. Person(s) authorizing the work, including name(s), address(es), and telephone number(s);
- f. Person(s) performing the work, including name(s), address(es), and telephone number(s);

- g. Costs associated with the work activity, including a description of to whom these costs have or will be paid and who has or will pay for the work;
- h. A list of all machinery or equipment used to perform the work activity;
- i. Copies of any permits, work orders, receipts, reports, other documents or communications specific to the work activity at the Site between you, the person(s) performing the work activity and the person(s) directing the work activity;
- j. An estimate of the total volume of discharged shell and/or shellfish material and the total surface area where such material was placed on the Site;
- k. A description of how the shell and/or shellfish material was plowed and/or disked into the soil and the total surface area where such material was plowed and/or disked into the soil at the Site;
- 1. Sources of the shell and shellfish material placed at the Site and/or the name(s), address(es), and telephone number(s) of the material source supplier(s);
- m. Any photographic documentation of the Site prior to the work activity; and
- 3. Prior to commencement of discharging shell and shellfish material at the Site, have you ever applied for either a Clean Water Act Section 404 or a CWA Section 402 permit? If so, please provide the dates the permits were requested and whether the permits were issued.
- 4. Provide a detailed explanation of your reasons for not obtaining a Clean Water Act Section 404 or Section 402 permit prior to beginning the discharge of shell or shellfish material and the plowing or disking activities at the Site.
- 5. Identify and submit copies of all sketches, plans, and drawings related to work activities at the Site.
- 6. Identify and submit copies of all information related to developing a nutrient budget at the site, including (but not limited to) a copy of any farm plans prepared.
- 7. Identify and submit all information related to proposed use of the shell and shellfish material for compost.
- 8. Identify, describe and submit all information on the quantities and composition of material disposed of at the site each month relative to any crops being produced at the site. Address the following questions:
 - a. What is the cropping history at the site, by year and crop?
 - b. How are the shellfish and fish processing waste material being used to add nutrients to the soil?
 - c. What is the quantity and quality (constituency) of the shell and shellfish material that's been applied to the site, on a weekly basis, since January 2012 through the present?
 - d. How does the quantity and quality of the shell and shellfish material (e.g., 1bs/week) that's being land applied meet or exceed a nutrient balance for producing crops at the site?
 - e. What crop or crops are intended to be grown at the site in the future?
 - f. What is the quantity of shell and shellfish material being applied to the Site in a given month, season or year?
 - g. How long has shell and shellfish material been land applied at the Site?

- 9. Identify and submit copies of all contracts, work assignments, invoices, requests for proposals, or bills, related to the work activities identified in response to questions 2 and 8.
- 10. Identify and submit copies of all correspondences, notes, emails, contracts, work assignments, invoices, requests for proposals, bills, and documents that demonstrate the receipt of funds or payment of funds that relate to your obtaining shell or shellfish materials from shell and/or sea food processors.
- 11. Identify and submit copies of any and all documents, including but not limited to environmental studies, reports, analyses, aerial photographs, or delineations, relating to: the absence, presence, or boundaries of hydric soils, vegetation characteristics that are suggestive of a wetland, or wetland hydrology; or that identify or relate to ponding, lowlands, marshes, wetlands, swamps at or within the Site and larger landholdings within the vicinity of the Site.
- 12. Provide copies of any and all communications, correspondence, authorizations, or permits obtained from any federal, state, or local government agency, authorizing or pertaining in any way to the discharges of shell and shellfish material at the Site.
- 13. Identify and submit copies of any and all documents and communications between you, the contractor or any other individual or organization regarding permit requirements from federal, state or local governments and required authorizations pertaining in any way to the shell or shellfish material at the Site.

STATEMENT OF CERTIFICATION

CWA Section 308 Information Request issued to Terry and/or Vicki Larson, Larson Property Management

I certify that the foregoing responses and information submitted were prepared under my direction or supervision and that I have personal knowledge of all matters set forth in the responses and the accompanying information. I certify that the responses are true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment.

Ву	
(Signature)	
<u>-</u>	
(Title)	
(Date)	



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY REGION 10

1200 Sixth Avenue, Suite 900 Seattle, Washington 98101-3140

MAY 1 4 2013

OFFICE OF COMPLIANCE AND ENFORCEMENT

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Terry and Vicki Larson Larson Property Management, LLC P.O. Box 580 Tokeland, Washington 98590-0580

Richard Bambauer Kindred Island Holdings, LLC Salt Aire, Inc. P.O. Box 420 Grayland, Washington 98547

Re: Warning Letter and Request for Information Pursuant to Section 308 of the Clean Water Act, 33 U.S.C. § 1318 on Land Application of Seafood Processing Waste Material involving Larson Property Management, LLC; Kindred Island Holdings, LLC; Salt Aire, Inc.; Nelson Stock Ranch; and/or Eco Farms Land.

Dear Mr. and Mrs. Larson and Mr. Bambauer:

The purpose of this letter is twofold. First, by this letter the U.S. Environmental Protection Agency (EPA) warns you of a potential violation of Section 301 of the Clean Water Act (CWA), 33 U.S.C. § 1311. Second, by this letter the EPA requests, pursuant to the authority of Section 308 of the CWA, 33 U.S.C. § 1318, that you respond to the enclosed Information Request.

On March 6, 2013, the EPA and the U.S. Army Corps of Engineers (Corps) conducted a joint site inspection of your property on Kindred Island in Tokeland, Pacific County, Washington (parcels #s: 14111250007 and 14110150002, the "Site"). Mr. Chris Gebhardt, Clean Water Act Section 402 inspector, and Ms. Linda Storm, Aquatic Ecologist and CWA Section 404 inspector, participated in the site inspection from the EPA. Ms. Kristina Tong, Senior Scientist, and Mr. Ron Wilcox, Project Manager, represented the Corps. Our objectives were to determine the nature of the activities occurring at the site and whether those activities violate the CWA. During the inspection, the inspectors noted that various types of shell and fish processing waste material appeared to have been placed on and mixed in the soils at the Site. The inspectors' observations were confirmed by your representation that crab and shrimp shell material had been dumped, spread, and disked into the soil. The EPA and the Corps also collected field data, including measuring groundwater level depths, recording soil conditions along with other observations to determine whether the material had been placed in areas that meet wetland criteria.

The EPA is still in the process of determining whether the dumping, spreading, and disking of shellfish (crab and shrimp) and fish processing waste material resulted in violations of the CWA. However, at this time, we want to warn you that information we have collected to date indicates that you may have

violated Section 301 of the CWA by discharging pollutants into waters of the U.S without a Section 402, 33 U.S.C. § 1342, or Section 404, 33 U.S.C. § 1344 permit. Section 301 of the CWA expressly requires an individual or other entity to obtain a CWA permit before discharging a pollutant into waters of the U.S. Section 301 reads in relevant part as follows: "[E]xcept as in compliance with this section and sections...1342 and 1344 of this title, the discharge of any pollutant by any person shall be unlawful."

In reaching its determination that the dumping, spreading, and disking of crab, shrimp and other fish processing waste material on your property may violate Section 301 of the CWA, the EPA has considered the following information:

- Spreadsheet obtained during the inspection showing increasing amounts of disposed crab and shrimp shell material from several seafood processors from September of 2011 to February of 2013.
- Field observations and results from survey test pits dug during our March 6, 2013, site inspection
 that indicate the presence of wetland characteristics in the area where the materials were
 dumped, spread, and disked. These wetlands are adjacent to streams and sloughs which
 discharge into Willapa Bay and the Pacific Ocean.
- Your acknowledgement that neither you nor your partners had obtained a permit under either Section 402 or 404 of the CWA to authorize the dumping, spreading and disking of crab and shrimp shell and other seafood material.

While the EPA has not yet concluded whether or not the noted activity violated the CWA, it is important to note that Section 309 of the CWA, 33 U.S.C, § 1319, authorizes the EPA to assess civil penalties for violations of the CWA up to \$16,000 per day of violation for administrative cases, and up to \$37,500 for cases filed in federal district court.

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Sincerely

Edward J.-Kowalski

Director

Enclosures

1. Information Request

2. Statement of Certification

ec by email:

David Martin, Chief, Columbia River Section U.S. Army Corps of Engineers, Seattle District

Nick Vira, District Conservationist

USDA- Natural Resources Conservation Service

Chairwoman Charlene Nelson Shoalwater Bay Indian Tribe

Sally Toteff, SW Regional Office Director Washington Department of Ecology

Faith Taylor-Eldred, Director Pacific County Department of Community Development

ENCLOSURE 1

INFORMATION REQUEST

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 - f. What is the quantity of shell and shellfish material being applied to the Site in a given month, season or year?
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STATEMENT OF CERTIFICATION

CWA Section 308 Information Request issued to Terry and/or Vicki Larson, Larson Property Management

I certify that the foregoing responses and information submitted were prepared under my direction or supervision and that I have personal knowledge of all matters set forth in the responses and the accompanying information. I certify that the responses are true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment.

Ву	
(Signature)	
(Tida)	
(Title)	
(Date)	

From:

John Stuhlmiller < JStuhlmiller@wsfb.com>

Sent:

Wednesday, April 17, 2013 4:01 PM

To:

Lisa Ayers: Steve Rogers; Frank Wolfe

Cc:

joann@shaffnerfarms.com; David Burke; cholley3233@comcast.net; Terry and Vicki Larson

Subject:

Re: County Revocation of Larson Permit

Follow Up Flag: Flag Status:

Follow up Completed

Greetings Commissioners,

I wanted to take a moment to express our concerns related to the most recent developments related to the Larsons and their farm. Mr. Holley articulated the concerns well in the correspondence sent yesterday.

Please carefully consider the circumstances and reconsider your actions related to their permit to apply the soil amendment this year.

We would be happy to engage in a conversation on the matter with you and any agencies of potential jurisdiction. Since this land based application is in keeping with an approved farm plan, we have grave concerns about this matter.

Thank you for your prompt review of this matter.

Sincerely, John Stuhlmiller Chief Executive Officer **WASHINGTON** FARM BUREAU

Cell: 360.870.6017 Office: 360.528.2903

From: "cholley3233@comcast.net" <cholley3233@comcast.net>

Date: Tuesday, April 16, 2013 2:16 PM

To: "layers@co.pacific.wa.us" < layers@co.pacific.wa.us >, "srogers@co.pacific.wa.us" < srogers@co.pacific.wa.us >,

"fwolfe@co.pacific.wa.us" < fwolfe@co.pacific.wa.us>

Cc: John Stuhlmiller < jstuhlmiller@wsfb.com >, JoAnn Shaffner < joann@shaffnerfarms.com >, "dburke@co.pacific.wa.us"

<dburke@co.pacific.wa.us>

Subject: County Revocation of Larson Permit

Law Office of C. Craig Holley

220 23rd Ave. East, Suite 202 Seattle, WA 98112 206-325-5516

Attorney/Client Privileged Communication

From:

John Stuhlmiller < JStuhlmiller@wsfb.com>

Sent:

Wednesday, April 17, 2013 4:01 PM

To:

Lisa Ayers, Steve Rogers, Frank Wolfe

Cc:

joann@shaffnerfarms.com; David Burke; cholley3233@comcast.net; Terry and Vicki Larson

Subject:

Re: County Revocation of Larson Permit

Follow Up Flag: Flag Status:

Follow up Completed

Greetings Commissioners,

I wanted to take a moment to express our concerns related to the most recent developments related to the Larsons and their farm. Mr. Holley articulated the concerns well in the correspondence sent yesterday.

Please carefully consider the circumstances and reconsider your actions related to their permit to apply the soil amendment this year.

We would be happy to engage in a conversation on the matter with you and any agencies of potential jurisdiction. Since this land based application is in keeping with an approved farm plan, we have grave concerns about this matter.

Thank you for your prompt review of this matter.

Sincerely, John Stuhlmiller Chief Executive Officer WASHINGTON). *FARM BUREAU*

Cell: 360.870.6017 Office: 360,528,2903

From: "cholley3233@comcast.net" < cholley3233@comcast.net >

Date: Tuesday, April 16, 2013 2:16 PM

To: "layers@co.pacific.wa.us" < layers@co.pacific.wa.us", "srogers@co.pacific.wa.us" < srogers@co.pacific.wa.us",

"fwolfe@co.pacific.wa.us" <fwolfe@co.pacific.wa.us>

Cc: John Stuhlmiller < istuhlmiller@wsfb.com >, JoAnn Shaffner < ioann@shaffnerfarms.com >, "dburke@co.pacific.wa.us"

<dburke@co.pacific.wa.us>

Subject: County Revocation of Larson Permit

Law Office of C. Craig Holley

220 23rd Ave. East, Suite 202 Seattle, WA 98112 206-325-5516

Attorney/Client Privileged Communication

From:

cholley3233@comcast.net

Sent:

Thursday, May 09, 2013 5:50 PM

To:

Marie Guernsey

Subject:

Re: Larson Appeal Re: Immediate Revocaton of Right to Farm or Do Business

Yes, thank you, Ms. Guernsey.

Law Office of C. Craig Holley 220 23rd Ave. East, Suite 202 Seattle, WA 98112 206-325-5516

From: "Marie Guernsey" <mguernsey@co.pacific.wa.us>

To: cholley3233@comcast.net

Sent: Thursday, May 9, 2013 11:21:01 AM

Subject: RE: Larson Appeal Re: Immediate Revocaton of Right to Farm or Do Business

Will 10:30am on June 11th work?

From: cholley3233@comcast.net [mailto:cholley3233@comcast.net]

Sent: Thursday, May 09, 2013 11:15 AM

To: Marie Guernsey

Subject: Re: Larson Appeal Re: Immediate Revocaton of Right to Farm or Do Business

Thank you, Ms. Guernsey. I would prefer something in June, given the number of interested parties, and the ongoing expert investigation and analysis.

Law Office of C. Craig Holley 220 23rd Ave. East, Suite 202 Seattle, WA 98112 206-325-5516

From: "Marie Guernsey" < mguernsey@co.pacific.wa.us >

To: cholley3233@comcast.net

Sent: Monday, May 6, 2013 9:52:48 AM

Subject: RE: Larson Appeal Re: Immediate Revocation of Right to Farm or Do Business

Mr. Holley,

After speaking with the Commissioners, they would like to schedule a special meeting for this hearing, so please disregard the earlier dates provided.

Here are a couple tentative dates for this hearing; could you let me know as soon as you can if these work for your schedule?

May 21st @ 9am May 23rd @ 9am

Thank you.

Marie Guernsey | Clerk of the Board Board of Pacific County Commissioners

1216 W Robert Bush Drive | P O Box 187 | South Bend, WA 98586

P: 360.875.9337 | F: 360.875.9335

mguernsey@co.pacific.wa.us

www.co.pacific.wa.us

All e-mail sent to this address will be received by the Pacific County e-mail system and may be subject to public disclosure under Chapter 42.56 RCW and to archiving and review.

Pacific County is an Equal Opportunity Employer and Provider

From: cholley3233@comcast.net [mailto:cholley3233@comcast.net]

Sent: Wednesday, May 01, 2013 4:49 PM

To: Marie Guernsey

Subject: Re: Larson Appeal Re: Immediate Revocaton of Right to Farm or Do Business

Dear Ms. Guernsey,

A conflict has arisen with the May 14th appeal hearing date. Please provide me with at least two alternative dates.

Regards,

Charles Craig Holley Attorney for R. Terrance and Vicki Larson

Law Office of C. Craig Holley 220 23rd Ave. East, Suite 202 Seattle, WA 98112 206-325-5516

Attorney/Client Privileged Communication

From: "Marie Guernsey" < mguernsey@co.pacific.wa.us>

To: cholley3233@comcast.net

Sent: Tuesday, April 23, 2013 3:28:33 PM

Subject: RE: Larson Appeal Re: Immediate Revocaton of Right to Farm or Do Business

Thank you. I will follow-up with a letter in the next few days.

Marie Guernsey | Clerk of the Board Board of Pacific County Commissioners 1216 W Robert Bush Drive | P O Box 187 | South Bend, WA 98586

P: 360.875.9337 | F: 360.875.9335

mguernsey@co.pacific.wa.us

www.co.pacific.wa.us

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Pacific County is an Equal Opportunity Employer and Provider

From: cholley3233@comcast.net]

Sent: Tuesday, April 23, 2013 3:21 PM

To: Marie Guernsey

Subject: Re: Larson Appeal Re: Immediate Revocaton of Right to Farm or Do Business

Marie.

Thank you for your correspondence. The date and time are acceptable for me and my clients.

Law Office of C. Craig Holley 220 23rd Ave. East, Suite 202 Seattle, WA 98112 206-325-5516

Attorney/Client Privileged Communication

From: "Marie Guernsey" < mguernsey@co.pacific.wa.us >

To: cholley3233@comcast.net

Sent: Tuesday, April 23, 2013 1:35:24 PM

Subject: RE: Larson Appeal Re: Immediate Revocaton of Right to Farm or Do Business

Mr. Holley

Pacific County has received your letter regarding appeal of the revocation of the Larson permit. We have tentatively set this appeal hearing for May 14, 2013 at 10:30am. Would please confirm this date/time will work for your schedule as well as your clients?

Thank you.

Marie Guernsey | Clerk of the Board

Board of Pacific County Commissioners

1216 W Robert Bush Drive | P.O. Box 187 | Sour

1216 W Robert Bush Drive | P O Box 187 | South Bend, WA 98586

P: 360.875.9337 | F: 360.875.9335

mguernsey@co.pacific.wa.us

www.co.pacific.wa.us

All e-mail sent to this address will be received by the Pacific County e-mail system and may be subject to public disclosure under Chapter 42.56 RCW and to archiving and review.

Pacific County is an Equal Opportunity Employer and Provider

From: cholley3233@comcast.net [mailto:cholley3233@comcast.net]
Sent: Tuesday, April 23, 2013 9:09 AM

To: Lisa Ayers; Steve Rogers; Frank Wolfe
Cc: jstuhlmiller@wsfb.com; joann@shaffnerfarms.com; David Burke
Subject: Larson Appeal Re: Immediate Revocation of Right to Farm or Do Business

For your review and consideration.

Law Office of C. Craig Holley 220 23rd Ave. East, Suite 202 Seattle, WA 98112 206-325-5516

From:

Marie Guernsey

Sent:

Thursday, April 25, 2013 1:11 PM

To:

Faith Taylor; Storm.Linda@epa.gov; STOT461@ECY.WA.GOV; cnelson@shoalwaterbay-

Cc:

CLAM461@ECY.WA.GOV; PLYO461@ECY.WA.GOV; bobe461@ECY.WA.GOV;

Frances.Morris@usace.army.mil; fran.mcnair@orcaa.org; Tim Crose

Subject:

Attachments:

LARSON appeal letter.pdf; Holley letter 4-15-2013.pdf; Holley letter 4-23-2013.pdf; Stuhlmiller

email 4-17-2013.pdf; revised Revocation letter 4-10-2013.pdf

Attached is the appeal letter that was mailed to all parties of interest and to the Larsons' attorney, Mr. Craig Holley, as well as the two letters received from Mr. Holley, an e-mail received from Mr. John Stuhlmiller and the revised revocation letter sent by Department of Community Development.

Please let me know if you require additional information.

Thank you.

Marie Guernsey | Clerk of the Board **Board of Pacific County Commissioners**

1216 W Robert Bush Drive | P O Box 187 | South Bend, WA 98586

P: 360.875.9337 | F: 360.875.9335 mguernsey@co.pacific.wa.us

www.co.pacific.wa.us

All e-mail sent to this address will be received by the Pacific County e-mail system and may be subject to public disclosure under Chapter 42.56 RCW and to archiving and review.

Pacific County is an Equal Opportunity Employer and Provider

From: Faith Taylor

Sent: Thursday, April 25, 2013 5:55 AM

To: Storm.Linda@epa.gov; STOT461@ECY.WA.GOV; cnelson@shoalwaterbay-nsn.gov

Cc: CLAM461@ECY.WA.GOV; PLYO461@ECY.WA.GOV; bobe461@ECY.WA.GOV; Frances.Morris@usace.army.mil;

fran.mcnair@orcaa.org; Marie Guernsey; Tim Crose

Subject: RE: Update

I'm out of the office for the rest of the week, but I have copied our County Clerk of the Board who has copies of all the letters that have been sent and received from Salt Aire.

You will also be getting notification soon regarding a Hearing date. The applicants have appealed the revocation of their permit and they will be going before the Board on May 14th @ 10:30 to all for reinstatement.

Thank you Faith

Sent from my U.S. Cellular® Smartphone

----- Original message -----

From: "Storm, Linda" < Storm.Linda@epa.gov>

Date: 04/24/2013 4:09 PM (GMT-08:00)

To: <u>STOT461@ECY.WA.GOV.Charlene</u> Nelson < <u>cnelson@shoalwaterbay-nsn.gov</u>> Cc: "Juneau, Connie (ECY)" < <u>CLAM461@ECY.WA.GOV</u>>, "Lyon, Peter (ECY)"

<PLYO461@ECY.WA.GOV>,"Bergquist, Bob (ECY)" <bobe461@ECY.WA.GOV>,Faith Taylor

<ftaylor@co.pacific.wa.us>,"Morris, Frances NWS"

<Frances.Morris@usace.army.mil>,fran.mcnair@orcaa.org

Subject: RE: Update

Thank you – would it be possible to receive copies of the letters sent?

Sincerely,

Linda E. Storm, Aquatic Ecologist U.S. Environmental Protection Agency Aquatic Resources Unit (ETPA-083) 1200 Sixth Avenue (Suite 900) Seattle, WA 98101

Ofc Phone: 206-553-6384 cell Phone: 206-437-2293 email: storm.linda@epa.gov

From: Toteff, Sally (ECY) [mailto:STOT461@ECY.WA.GOV]

Sent: Wednesday, April 24, 2013 3:59 PM

To: Charlene Nelson

Cc: Juneau, Connie (ECY); Lyon, Peter (ECY); Bergquist, Bob (ECY); ftaylor@co.pacific.wa.us; Morris, Frances NWS;

fran.mcnair@orcaa.org; Storm, Linda

Subject: Update

Chairwoman Nelson,

Ecology's Water Quality Program supervisor, Bob Bergquist, sent letters today to the seafood processors in Pacific County and Grays Harbor. Follow up telephone calls or site visits have been made by his staff. Letters were posted to:

- Nelson Crab
- Coast Seafood
- South Bend Products
- Dungeness Development
- Nisbet Oyster
- Bell Buoy Crab
- Jessie's Ilwaco Fish Co.
- Ocean Gold
- Washington Crab
- Westport Seafood

Also, I wanted to give you the email address for Ecology's Environmental Complaints Reporting person -- is Connie.Juneau@ecy.wa.gov. Please feel free to email Connie with complaints or you can telephone Connie at 360-407-6300.

Best regards, Sally

Sally Toteff
Regional Director | Southwest Regional Office | Department of Ecology 360-407-6307
Sally.Toteff@ecy.wa.gov



Pacific County COMMISSIONERS

Steve Rogers, District #1 Frank Wolfe, District #2 Lisa Ayers, District #3

April 24, 2013

Charles Craig Holley Law Office of Charles Craig Holley 220 23rd Avenue East Suite #202 Seattle, WA 98112

Dear Mr. Holley;

The Pacific County Board of Commissioners (BOARD) hereby acknowledges the letters which you sent to us on April 15, 2013 and April 23, 2013.

Your letter dated April 23, 2013, specifically states that Terry and Vicki Larson want to appeal the decision of the Pacific County Department of Community Development (DCD) to revoke their permit to spread aquaculture waste.

It is our understanding that the permit was revoked because no State Environmental Policy Act (SEPA) review was performed in issuing the permit. Accordingly, pursuant to Pacific County Ordinance No. 166 (SEPA) and Pacific County Ordinance No. 164 (Procedures for Processing Applications) the recent decision of DCD to revoke the Larson's permit constitutes a Type I decision. As such, this decision is appealable to the BOARD.

The BOARD has scheduled an appeal hearing for May 14, 2013, at 10:30am. At this hearing the BOARD will consider all relevant issues pertaining to the revocation of the Larsons' permit. At this juncture, the BOARD does not wish to prejudge any issues that may be raised. Depending on the nature of the testimony received on May 14, 2013, the BOARD may issue a decision immediately or may continue the matter for further consideration. If you wish, you may submit written materials before the hearing. Anything that you submit in writing will become part of the hearing record.

If you have further questions about the hearing process, the BOARD encourages you to contact David Burke, the Pacific County Prosecutor at P O Box 45, South Bend, WA 98586, or phone 360/875.9361. The BOARD would like you to work through the Prosecutor so that the BOARD does not run afoul of the appearance of fairness doctrine.

Sincerely,

BÖARD OF COUNTY COMMISSIONERS PACIFIC COUNTY, WASHINGTON

LISÁ AYERS

CHAIR

C: Parties of interest



ratic Count

Steve Rogers, District #1 Frank Wolfe, District #2 Lisa Ayers, District #3

April 22, 2013

Charles Craig Holley Law Office of Charles Craig Holley 220 23rd Avenue East Suite #202 Seattle, WA 98112

The Pacific County Board of Commissioners (BOARD) hereby acknowledges the letter which you sent to use on Dear Mr. Holley; Lapons Terry and Vicki larson April 15, 2013 and April 23, 2013.

Your letter dated April 23, 2013 specifically states that the Larson's want to appeal the decision of the Pacific County Department of Community Development (DCD) to revoke their permit to spread aquaculture waste.

It is our understanding that the permit was revoked because no State Environmental Policy Act (SEPA) review was performed in issuing the permit. Accordingly, pursuant to Pacific County Ordinance No. 166 (SEPA) and Pacific County Ordinance No. 164 (Procedures for Processing Applications) the recent decision of DCD to revoke the Larson's permit constitutes a Type I decision. As such, this decision is appealable to the BOARD.

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Sincerely,

BOARD OF COUNTY COMMISSIONERS PACIFIC COUNTY, WASHINGTON

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PO Box 187, 1216 W Robert Bush Dr, South Bend, WA 98586 Ph 360.875.9337 or 360.642.9337, Fax 360.875.9335 "Pacific County Is an Equal Opportunity Employer & Provider"

for this juncture, the BOARD does not wish to prejudge any usues that may be newsed that you may neare statever usual you deen relevant, but the real tours At this hours the BOARD wonder all relevant upues perfering the "rovocation of the

son hay 142013, I beganding in

the nature of the testimony, so the bother may inside a a decime immediately.

If you wish, you may subject or may

continue

the relevant written materials the Sefore the hearing. Anything that futher compileration you submit in writing well heaven the part of the heaving neural. If you have futher questions about the heaving process on the GOARN

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(SEPA) review was performed in issuing the permit. Accordingly, pursuant to Pacific Country Ordinance No 166 (SEPA) and Pacific County Ordinance No. 164 (Procedures to Processing Applications) the de recent designon of ICD to record nevoke the Larsons permit constitutes a Type I decision. As meh, This decision is appealable to the BOARD, The BOARD has scheduled an appeal hearing for May 17, 2013 at?

Dear Mr. Holley: (BOARD) hereby deposoledges the letters which you sent to us on April 15, 2013, and April 23, 2013. your letter of dated April 23, 2013, mechially atter states that you we be largers want to applied the Locision of the Pacifix Country (DCD)

Separtment of Community Development to revolve their permit to mead orque ecq aquacultural warte.

encouraget you to contact the David Burla, the Party County Prosecution of D. Box 45, South Bend, wit 98586 0 (Thone: 360-815-9361) The BOARD would like you to work the BOALD does not run april of the appearance of fairness docture Incody

- 1. Prepare a notice that includes the information listed in subsection B.1 of this section except the notice shall be modified as needed:
 - To reflect any changes made in the application(s) during the Planning Commission review;
 - To reflect that the Board of County Commissioners will conduct the hearing and the place, date and time of the Board of County Commissioners hearing;
 and
 - c. To state that the Planning Commission recommendation, staff report, and SEPA evaluation are available for inspection at no cost and will be provided at reasonable cost.
- 2. Mail a copy of that notice to the parties identified in subsection B.2 of this section and to parties who request it in writing;
- 3. Publish in a newspaper of general circulation a summary of the notice, including the date, time, and place of the hearing, and the actual text or summary of the proposal; and
- 4. Provide other notice deemed appropriate and necessary by the Director of Department of Community Development based on the subject of the Type IV application.
- G. If the Planning Commission has conducted a hearing on a Type IV application, the Board of County Commissioners shall conduct a closed record hearing. The hearing shall be based exclusively on the record established at the Planning Commission hearing. If the Planning Commission has not conducted a hearing, the Board of County Commissioners shall conduct an open record hearing. At the conclusion of the initial hearing by the Board of County Commissioners regarding a Type IV application, the Board may continue the hearing or may adopt, modify, or give no further consideration to the application or recommendations. If the hearing is continued to a place, date and time certain, then additional notice of the continued hearing is not required. If the hearing is not continued to a place, date, and time certain, then notice of the continued hearing shall be given as though it were the initial hearing before the Board of County Commissioners. The Board of County Commissioners shall adopt findings of fact and conclusions of law to supports final decision. Such findings and conclusions do not need to be adopted at the same time that the decision is rendered.

Section 13 Appeal Procedures

A. A final decision regarding an application subject to a Type I and Type II procedure may be appealed by an aggrieved party to the Board of County Commissioners if (1) a written appeal is filed with the Board of County Commissioners within fourteen (14) calendar days

of the date of the decision and (2) any applicable filing fee is paid. For any appeal that the Board of County Commissioners is authorized to hear, the Board may waive any filing fee on a case-by-case basis. A final decision regarding a Type III procedure (except a final decision of the Pacific County Board of Adjustment) automatically shall be appealed to the Board of County Commissioners.

- B. The Board of Commissioners shall hear appeals of Type I and Type II decisions in a de novo hearing. The hearing shall be held within ninety (90) days of the filing of the notice of appeal, unless the applicant and the County agree to an extension. Notice of an appeal hearing shall be mailed to parties entitled to notice of the decision, but shall not be posted or published. After the Board of County Commissioners makes a final decision, the Clerk of the Board shall mail written notice to the parties who appeared before the Board or submitted written comments regarding the appeal. The notice shall consist of the Board's decision and shall include a statement that the decision can be appealed to Superior Court by following the requirements of Chapter 36.70C RCW. Any appeal of the Board's decision to Superior Court shall comply with the requirements of Chapter 36.70C RCW.
- C. The Board of County Commissioners shall hear appeals of Type III decisions (excluding decisions of the Pacific County Board of Adjustment) based on a closed record which includes all materials received in evidence at any previous state of the review, an audio or audio/visual tape of the prior hearing(s), or transcript of the hearing(s) certified as accurate and complete, and the decision being appealed.
 - 1. Upon receipt of an appeal, the Board of County Commissioners at its next public meeting shall set a date for a public hearing to consider the appeal. The hearing shall be held within sixty (60) days of the filing of the notice of appeal, unless the applicant and the County agree to an extension. At least fifteen (15) calendar days before the scheduled hearing, the Clerk of the Board of County Commissioners shall send notice of the appeal hearing to parties entitled to notice of the decision under subsection 9.F. The notice of the appeal hearing shall indicate that only argument based on the record will be heard.
 - 2. At the conclusion of its public hearing the Board of County Commissioners may affirm, reverse, modify, or remand an appealed decision.
 - a. A decision to remand a matter must be agreed to by the applicant or his representative, i.e., the proponent of the proposed development. An appeal from a decision on remand shall be treated as any other decision.
 - b. The Board of County Commissioners shall adopt findings of fact and conclusions of law to support its final decision. Such findings and conclusions do not need to be adopted at the same time that the decision is rendered.

Ordinance No. 164 Page 22

From:

Tim Crose

Sent:

Wednesday, April 10, 2013 7:47 AM

To:

Toteff, Sally (ECY); Lyon, Peter (ECY); Fran McNair (fran.mcnair@orcaa.org); Faith Taylor;

David Burke; Lisa Ayers; Megan Mcnelly; Kathy Spoor

Subject:

Larson Revocation Letter

Hello everyone:

Please find enclosed a copy of the permit revocation letter send to Larson Property Management LLC. As you will see, we have established April 12th as the last day they will be allowed to accept shell products on their property. I understand that the Larson's are anxious to take the necessary steps to complete the application process, so any assistance you can provide in assuring all required information is provided will be greatly appreciated.

Thanks you,

Tim

20130410063124....



BUILDING . ENVIRONMENTAL HEALTH . PLANNING

April 10, 2013

Larson Property Management, LLC P.O. Box 580 Tokeland, WA 98590-0580

RE: Land Application/Solid Waste Permit for Larson Property Management LLC.

Dear Mr. Larson:

I regret to inform you that the Pacific County Land Application Permit issued to Larson Property Management LLC has been revoked due to findings from the Washington State Department of Ecology (Ecology) during the 45 day review and comment process. Ecology determined the application is incomplete, lacking proper SEPA review and specific contents required for a complete application. It is my understanding that you wish to resubmit your permit application as soon as possible. Please provide the following information including all requirements detailed in WAC 173-350-040 & 173-350-230 and resume the process of obtaining a permit.

The following list of items will need to be provided to complete your application:

- 1. Complete and submit a SEPA Checklist to provide opportunity for public comment.
- 2. Provide maps showing the specific locations where proposed land application will occur.
- 3. A wetland delineation of the site must be completed by a licensed wetland specialist. Maps and a report must be included in your application.
 - a. If seasonal ground water is determined to be within three (3) feet of the surface, a management plan must be provided describing how ground water will be protected.
- 4. Submit a report showing agronomic rates specific to crops produced in the application
- 5. Bi-annual soils tests must be performed in the spring and fall to determine the baseline soil nutrients and post application nutrient up-take. Maps of the testing locations must be included.

. The revocation of the permit will be effective as of April 12^{th} , 2013 at which time you will not be permitted to accept shell material on-site.

We are happy to lend assistance if you have questions regarding the application requirements. Feel free to contact me at 360-875-9356.

Sincerely,

Tim Crose

Assistant Director

cc: Pacific County Board of Health
David Burke, Prosecuting Attorney
Sally Toteff, Department of Ecology Regional Director
Faith Taylor-Eldred, DCD Director
Megan McNelly, DCD

From:

Tim Crose

Sent:

Wednesday, April 10, 2013 3:29 PM

To:

Toteff, Sally (ECY); Lyon, Peter (ECY); Fran McNair (fran.mcnair@orcaa.org); Mike Shults (mike.shults@orcaa.org); Matthews, Chuck (ECY); Faith Taylor; David Burke; Kathy Spoor;

Lisa Avers

Subject: Attachments:

Revised Larson Letter 20130410142531.pdf

Hello:

Please find the attached revision to the letter I sent to the Larson's this morning. I mistakenly put April 12th rather than the 19th as the final day they can except shell. I had told them in a previous E-mail that the 19th would be the deadline and they were ok with that. They were upset to find the date had changed to the 12th as their processors would not have ample time to find new alternatives.

Thank you

Tim



BUILDING . ENVIRONMENTAL HEALTH . PLANNING

April 10, 2013

Larson Property Management, LLC P.O. Box 580 Tokeland, WA 98590-0580

RE: Land Application/Solid Waste Permit for Larson Property Management LLC.

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 Maps and a report must be included in your application.
 - a. If seasonal ground water is determined to be within three (3) feet of the surface, a management plan must be provided describing how ground water will be protected.
- 4. Submit a report showing agronomic rates specific to crops produced in the application area.
- 5. Bi-annual soils tests must be performed in the spring and fall to determine the baseline soil nutrients and post application nutrient up-take. Maps of the testing locations must be included.

The revocation of the permit will be effective as of April 19th, 2013 at which time you will not be permitted to accept shell material on-site.

We are happy to lend assistance if you have questions regarding the application requirements. Feel free to contact me at 360-875-9356.

Sincerely,

Tim Crose

Assistant Director

cc: Pacific County Board of Health

David Burke, Prosecuting Attorney

Sally Toteff, Department of Ecology Regional Director

Faith Taylor-Eldred, DCD Director

Megan McNelly, DCD

From:

Toteff, Sally (ECY) <STOT461@ECY.WA.GOV>

Sent:

Wednesday, April 10, 2013 5:35 PM

To:

Tim Crose; Lyon, Peter (ECY); Fran McNair (fran.mcnair@orcaa.org); Mike Shults

(mike.shults@orcaa.org); Matthews, Chuck (ECY); Faith Taylor; David Burke; Kathy Spoor;

Subject:

RE: Revised Larson Letter

Thank you, Tim for the two letters you forwarded today. I appreciate how you are keeping us updated.

-Sally

From: Tim Crose [mailto:tcrose@co.pacific.wa.us]

Sent: Wednesday, April 10, 2013 3:29 PM

To: Toteff, Sally (ECY); Lyon, Peter (ECY); Fran McNair (<u>fran.mcnair@orcaa.org</u>); Mike Shults (<u>mike.shults@orcaa.org</u>);

Matthews, Chuck (ECY); Taylor-Eldred, Faith (DOHi); David Burke; Spoor, Kathy (DOHi); Lisa Ayers

Subject: Revised Larson Letter

Hello:

Please find the attached revision to the letter I sent to the Larson's this morning. I mistakenly put April 12th rather than the 19th as the final day they can except shell. I had told them in a previous E-mail that the 19th would be the deadline and they were ok with that. They were upset to find the date had changed to the 12th as their processors would not have ample time to find new alternatives.

Thank you

Tim

From:

Marie Guernsev

Sent: To: Tuesday, April 23, 2013 3:29 PM

Subject:

'cholley3233@comcast.net'
RE: Larson Appeal Re: Immediate Revocaton of Right to Farm or Do Business

Thank you. I will follow-up with a letter in the next few days.

Marie Guernsey | Clerk of the Board Board of Pacific County Commissioners

1216 W Robert Bush Drive | P O Box 187 | South Bend, WA 98586

P: 360.875.9337 | F: 360.875.9335

mguernsey@co.pacific.wa.us

www.co.pacific.wa.us

All e-mail sent to this address will be received by the Pacific County e-mail system and may be subject to public disclosure under Chapter 42.56 RCW and to archiving and review.

Pacific County is an Equal Opportunity Employer and Provider

From: cholley3233@comcast.net [mailto:cholley3233@comcast.net]

Sent: Tuesday, April 23, 2013 3:21 PM

To: Marie Guernsey

Subject: Re: Larson Appeal Re: Immediate Revocaton of Right to Farm or Do Business

Marie,

Thank you for your correspondence. The date and time are acceptable for me and my clients.

Law Office of C. Craig Holley 220 23rd Ave. East, Suite 202 Seattle, WA 98112 206-325-5516

Attorney/Client Privileged Communication

From: "Marie Guernsey" < mguernsey@co.pacific.wa.us >

To: cholley3233@comcast.net

Sent: Tuesday, April 23, 2013 1:35:24 PM

Subject: RE: Larson Appeal Re: Immediate Revocaton of Right to Farm or Do Business

Mr. Holley

Pacific County has received your letter regarding appeal of the revocation of the Larson permit. We have tentatively set this appeal hearing for May 14, 2013 at 10:30am. Would please confirm this date/time will work for your schedule as well as your clients?

Thank you.

Marie Guernsey | Clerk of the Board Board of Pacific County Commissioners

1216 W Robert Bush Drive | P O Box 187 | South Bend, WA 98586

P: 360.875.9337 | F: 360.875.9335

mguernsey@co.pacific.wa.us

www.co.pacific.wa.us

All e-mail sent to this address will be received by the Pacific County e-mail system and may be subject to public disclosure under Chapter 42.56 RCW and to archiving and review.

Pacific County is an Equal Opportunity Employer and Provider

From: cholley3233@comcast.net]

Sent: Tuesday, April 23, 2013 9:09 AM **To:** Lisa Ayers; Steve Rogers; Frank Wolfe

Cc: jstuhlmiller@wsfb.com; joann@shaffnerfarms.com; David Burke

Subject: Larson Appeal Re: Immediate Revocation of Right to Farm or Do Business

For your review and consideration.

Law Office of C. Craig Holley 220 23rd Ave. East, Suite 202 Seattle, WA 98112 206-325-5516

From:

John Stuhlmiller < JStuhlmiller@wsfb.com>

Sent:

Wednesday, April 17, 2013 4:01 PM

To:

Lisa Ayers; Steve Rogers; Frank Wolfe

Cc:

joann@shaffnerfarms.com; David Burke; cholley3233@comcast.net; Terry and Vicki Larson

Subject:

Re: County Revocation of Larson Permit

Follow Up Flag: Flag Status:

Follow up Completed

Greetings Commissioners,

I wanted to take a moment to express our concerns related to the most recent developments related to the Larsons and their farm. Mr. Holley articulated the concerns well in the correspondence sent yesterday.

Please carefully consider the circumstances and reconsider your actions related to their permit to apply the soil amendment this year.

We would be happy to engage in a conversation on the matter with you and any agencies of potential jurisdiction. Since this land based application is in keeping with an approved farm plan, we have grave concerns about this matter.

Thank you for your prompt review of this matter.

Sincerely,
John Stuhlmiller
Chief Executive Officer
WASHINGTON
FARM BUREAU

Cell: 360.870.6017 Office: 360.528.2903

From: "cholley3233@comcast.net" <cholley3233@comcast.net>

Date: Tuesday, April 16, 2013 2:16 PM

To: "layers@co.pacific.wa.us" < layers@co.pacific.wa.us >, "srogers@co.pacific.wa.us" < srogers@co.pacific.wa.us >,

"fwolfe@co.pacific.wa.us" <fwolfe@co.pacific.wa.us>

Cc: John Stuhlmiller < jstuhlmiller@wsfb.com >, JoAnn Shaffner < joann@shaffnerfarms.com >, "dburke@co.pacific.wa.us"

<dburke@co.pacific.wa.us>

Subject: County Revocation of Larson Permit

Law Office of C. Craig Holley

220 23rd Ave. East, Suite 202 Seattle, WA 98112 206-325-5516

Attorney/Client Privileged Communication

From:

Sent:

To:

Cc:

cholley3233@comcast.net
Tuesday, April 16, 2013 2:16 PM
Lisa Ayers; Steve Rogers; Frank Wolfe
jstuhlmiller@wsfb.com; joann@shaffnerfarms.com; David Burke
County Revocation of Larson Permit
eno.pdf

Subject: Attachments:

Follow Up Flag: Flag Status:

Follow up Completed

Law Office of C. Craig Holley 220 23rd Ave. East, Suite 202 Seattle, WA 98112 206-325-5516

Attorney/Client Privileged Communication

Law Office of Charles Craig Holley

220 - 23^d Avenue E., Suite #202 Seattle, WA 98112 (206) 325-5516

April 15, 2013

Electronic Transmission Only

THE PACIFIC COUNTY BOARD OF COMMISSIONERS

Ms. Lisa Ayers, District #3, CHAIR, Email: layers@co.pacific.wa.us Mr. Steve Rogers, District #1, Email: srogers@co.pacific.wa.us Mr. Frank Wolfe, District #2, Email: fwolfe@co.pacific.wa.us

RE: County Revocation of Larson Permit Letter April 10, 2013

Dear Board of Commissioners:

I represent R. Terrance and Vicki Larson, and Larson Property Management, LLC, residents and taxpayers of Pacific County. I am in receipt of the County's revocation of "Land Application/Solid Waste Permit" letter dated April 10, 2013:

*The revocation has a high probability of causing catastrophic damage to the Larsons in their farming business and livelihood;

*The revocation will impact not only present and future legal and legitimate business interests, but has the potential to cause breaches of promises or contract already undertaken.

It is the spring soil preparation and planting season; these activities must occur now, or the season is lost.

I urge the County to reconsider the revocation, at least until such time as the Larsons can comply with the findings of the Department of Ecology regarding the alleged deficiencies in the County's permitting process. I have been provided with no "findings" or other empirical data remotely supporting the determination to immediately and capriciously terminate the Larsons' right to fertilize and farm their property, in the same manner it has been fertilized and farmed for decades—with county permitting, approval, and support.

The Larsons have always complied with every state, federal, or local requirement. They have pursued their business and commitments in reliance on the county's permitting authority and the county's compliance with applicable statute and regulations.

The economic impact of the revocation will be immediate. The impact on complainants in allowing the spring fertilization and planting to proceed in the interim will be, based on the data provided, negligible. Unilateral and possibly extralegal decision-making processes will not resolve this matter.

Yours truly,

/s/ signed electronically

Charles Craig Holley WSBA # 19931 cholley3233@comcast.net

CC: John Stuhlmiller
Chief Executive Officer
Washington Farm Bureau
jstuhlmiller@wsfb.com

JoAnn Schaffner, President Grays Harbor/Pacific County Farm Bureau joann@shaffnerfarms.com

David Burke
Pacific County Attorney
dburke@co.pac.wa.us

Law Office of Charles Craig Holley

220 - 23rd Avenue E., Suite #202 Seattle, WA 98112 (206) 325-5516

April 15, 2013

Electronic Transmission Only

THE PACIFIC COUNTY BOARD OF COMMISSIONERS

Ms. Lisa Ayers, District #3, CHAIR, Email: layers@co.pacific.wa.us Mr. Steve Rogers, District #1, Email: srogers@co.pacific.wa.us Mr. Frank Wolfe, District #2, Email: fwolfe@co.pacific.wa.us

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Yours truly,

/s/ signed electronically

Charles Craig Holley WSBA # 19931 cholley3233@comcast.net

CC: John Stuhlmiller
Chief Executive Officer
Washington Farm Bureau
jstuhlmiller@wsfb.com

JoAnn Schaffner, President Grays Harbor/Pacific County Farm Bureau joann@shaffnerfarms.com

David Burke Pacific County Attorney dburke@co.pac.wa.us

JUDITH	FIRST NAME	LAST NAME	ADDRESS	CITY	STATE	ZIP CODE
RACHEL ARMSCORF P.O. BOX.333 GRALAND WA 85847-7931 SHRIEPY BARRY 29.5 SERILS R SHETTON WA 85847-7931 SHRIEPY BARRY 29.5 SERILS R SHETTON WA 85850-1 SHRIEPY BARRY 29.5 SERILS R SHETTON WA 85850-1 SHERNER SLUSAM BLAKE 2666 FOKELAND ROAD TOKELAND WA 85850-1 HEINEY & BOOTHE B	JUDITH	ANDERSON				
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FEITIAS	RICHARD & MICHELLE	EMBREE, TRUSTES	P O BOX 506	TOKELAND	WA	98590-
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MIST ENTERPRISES LLC P O BOX 125 TOKELAND WA 98590-						
	לכועו	EINTERPRISES LLC	P O BOX 125	TOKELAND	WA	98590-

mailed 4/25/2013

300' & buffer to Larson property Neighbors/property Owners

CHRISTINE	MURPHY, ET AL	3284 NE WHEELER ST	POULSBO	WA	98370-9354
MARCUS & ANN	MURPHY	4070 149TH AVE SE	BELLEVUE	WA	98006
KRISTI	NELSON	P O BOX 512	TOKELAND	WA	98590-
MELVIN	NELSON	240 JEROME ST	SILVERTON	OR	97381
SCOTT & ROBIN	NELSON	P O BOX 74	TOKELAND	WA	98590-
DARWIN	OBLAD	2748 TOKELAND RD	TOKELAND	WA	98590
BRENT	OVERBY	P O BOX 971	GRAHAM	WA	98338-
BRADLEY	PARKER	24715 ORTING KAPOWSIN HWY E	GRAHAM	WA	98338-7241
RE	PARSONS	9000 NORTHGATE	VANCOUVER	WA	98664
DEAN & TRUDIE	PATTERSON	3716 NE CORBIN ROAD	VANCOUVER	WA	98686-
GLEN	PEIFER	8615 - 192ND SW	EDMONDS	WA	98020
HARRY & GLEN	PEIFER	22011 98TH AVE W	EDMONDS	WA	98020
FRANCES	PETERSEN	3059 EMERSON AVENUE	TOKELAND	WA	98590 ·
PORT OF	WILLAPA HARBOR	1725 OCEAN AVENUE	RAYMOND	WA	98577-
KIMBERLEE	POULSON-MCCONKEY	2782 TOKELAND ROAD	TOKELAND	WA	98590-
KIMBERLEE	POULSON-MCCONKEY	2782 TOKELAND ROAD	TOKELAND	WA	98590-
PUBLIC	UTILITY DISTRICT #2	P O BOX 472	RAYMOND	WA	98577-
ERIN	RADKE	PO BOX 108	TOKELAND	WA	98590-
COLLEEN & URQUHART	RAGUS	3519 OLYMPIC BLVD W	UNIVERSITY PL	WA	98466-
LARRY & MARY	ROBERTS	P O BOX 110	TOKELAND	WA	98590-0110
TAMIS	ROOT	P O BOX 1850	VANCOUVER	WA	98668-
ROBERT & JOAN	RYAN	P O BOX 298	WAUNA	WA	98395-
ROBERT G	SCHMIDT, ET UX	212 W 6TH ST	ABERDEEN	WA	98520
KEITH & CINDEE	SCHOLZ	709 12TH AVENUE	MILTON	WA	98354-
SHOALWATER	BAY INDIAN TRIBE	P O BOX 130	TOKELAND	WA	98590-
SHOALWATER	BAY INDIAN TRIBE	P O BOX 130	TOKELAND	WA	98590-
SHOALWATER	BAY INDIAN TRIBE	P O BOX 130	TOKELAND	WA	98590-
NOBLE	SMITH	P O BOX 567	TOKELAND	WA	98590
WILLIAMS & LINDA	STARLING	PO BOX 1561	MILTON	WA	98354-
CHARLES	STREHLOW	8515 NE HAZEL DELL AVE STE B	VANCOUVER	WA	98665-8144
STYNER	LAND TRUST	12441 NE 83RD PL	KIRKLAND	WA	98034-
TOKELAND	HOTEL, INC	P O BOX 223	TOKELAND	WA	98590-
TOKELAND	WATER CO-OP	P O BOX 615	TOKELAND	WA	98590
ROBBY	TUCKER	P O BOX 554	TOKELAND	WA	98590
ROBBY & HEATHER	TUCKER	P O BOX 554	TOKELAND	WA	98590-
RONALD	TUCKER	2740 TOKELAND ROAD	TOKELAND	WA	98590
RONALD & VERNA	TUCKER	P O BOX 593	TOKELAND	WA	98590
JEFFRÉY	υιπο	P O BOX 415	TOKELAND	WA	98590-
BRUCE & SHIRLEY	URQUHART	2770 TOKELAND ROAD	TOKELAND	WA	98590-
MARILYN & ROSETT	VAN WIERINGEN	213 NOBLE FIR CIRCLE	ENUMCLAW	WA	98022-
WEYERHAEUSER	COMPANY	P O BOX 9777	FEDERAL WAY	WA	98063-
SCOTT & KATHERINE	WHITE	P O BOX 223	TOKELAND	WA	98590
RICHARD	WILCOX	P O BOX 588	TOKELAND	WA	98590
HENRY & MICHELE	WINSTEAD	1005 26TH AVENUE E	SEATTLE	WA	98112
WOODLAND	PARTNERSHIP	3005 33RD LN NW	OLYMPIA	WA	98502-3201

Pacific County Tax Lot Map Tax Lots - Kindred Island Holdings/Larson

1 inch = 1,500 feet

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This spatial data is intended for reference purposes only. Any use other than that intended shall be at the sole responsibility of the user. The information appearing on this document was obtained from a variety of sources, as typically identified hereon The user acknowledges that inconsistencies, errors and omissions may be contained within the data used to prepare this product, and such data may originate from other sources than Pacific County.

By use of this document, the user further indemnifies and holds harmless Pacifi County for any adverse consequences resulting from the use of this product

Any questions regarding the information presented hereon or data used to prepare this product should be directed to the contact organization, Pacific County Department of Public Works - GIS Program or other local, state, federal agency, as listed hereon.

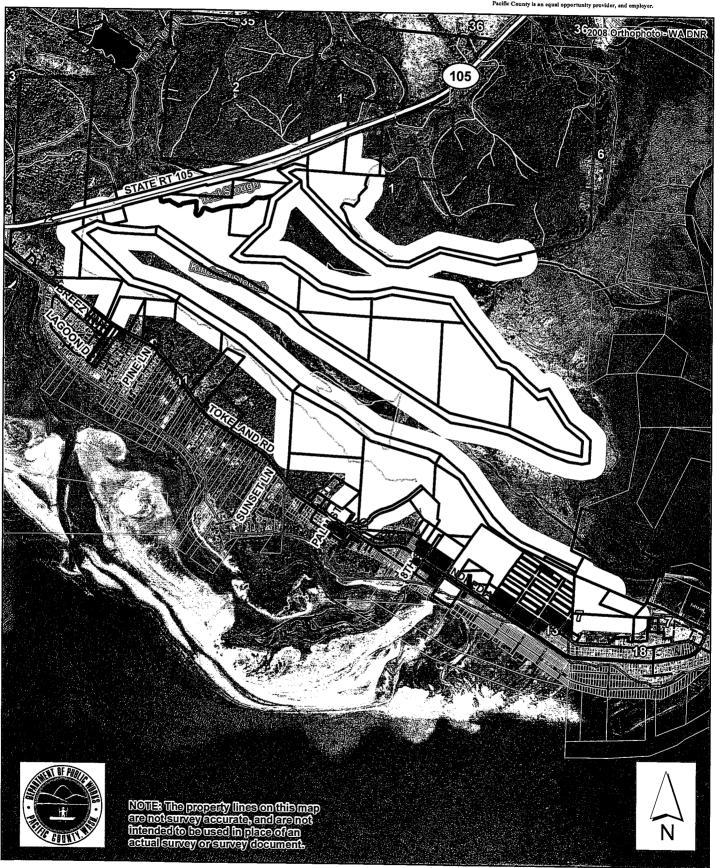
Pacific County is an equal opportunity provider, and employer



Pacific County Tax Lot Map

Tax Lots - Kindred Island Holdings/Larson

1 inch = 1,750 feet



From:

Tim Crose

Sent:

Wednesday, April 24, 2013 2:51 PM

To:

Marie Guernsey

Subject:

FW: Kindred/Larson Parcels

Attachments:

Kindred_Larson_Map_1.pdf; Kindred_Larson_Map_2.pdf; Properties_within_300ft_Buffer.xlsx

Marie- here are the effected parcel s – we need to talk to Tim to see if he can convert them to addresses.

From: Tim Triesch

Sent: Tuesday, April 23, 2013 3:44 PM

To: Tim Crose

Subject: Kindred/Larson Parcels

Tim,

Attached please find three files:

Kindred_Larson_Map_1.pdf - This map just shows the selected parcels for Kindred Island Holdings and Terrance Larson ownership, NE of Tokeland Road.

Kindred_Larson_Map_2.pdf - This map show the 300 foot buffer around the selected parcels and all parcels that were intersected by this buffer.

Properties_within_300ft_Buffer.xlsx - Excel spreadsheet listing these selected parcels, in numerical order by Parcel Number

The last column in this spreadsheet "Taxsifter", has a hyperlink that will open up Taxsifter with all the Assessor data for that parcel, from there, you can go right to MapSifter. I think that this is a way for us to link the parcel data with your permit site in the future when you guys get that up and running — this can be done from Google Earth as well (cool stuff!)

Let me know if you need anything further or have any questions.

Tim

Tim Triesch, GISP Senior GIS Analyst Pacific County Dept. of Public Works P.O. Box 66 South Bend, WA (360) 875-9368 ext. 2268



From:

Marie Guernsev

Sent:

Monday, May 06, 2013 9:53 AM 'cholley3233@comcast.net'

To: Subject:

RE: Larson Appeal Re: Immediate Revocaton of Right to Farm or Do Business

Mr. Holley,

After speaking with the Commissioners, they would like to schedule a special meeting for this hearing, so please disregard the earlier dates provided.

Here are a couple tentative dates for this hearing; could you let me know as soon as you can if these work for your schedule?

May 21st @ 9am May 23rd @ 9am

Thank you.

Marie Guernsey | Clerk of the Board **Board of Pacific County Commissioners**

1216 W Robert Bush Drive | P O Box 187 | South Bend, WA 98586

P: 360.875.9337 | F: 360.875.9335

mguernsey@co.pacific.wa.us

www.co.pacific.wa.us

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From: cholley3233@comcast.net [mailto:cholley3233@comcast.net]

Sent: Wednesday, May 01, 2013 4:49 PM

To: Marie Guernsey

Subject: Re: Larson Appeal Re: Immediate Revocaton of Right to Farm or Do Business

Dear Ms. Guernsey,

A conflict has arisen with the May 14th appeal hearing date. Please provide me with at least two alternative dates.

Regards,

Charles Craig Holley Attorney for R. Terrance and Vicki Larson

Law Office of C. Craig Holley 220 23rd Ave. East, Suite 202 Seattle, WA 98112 206-325-5516

Attorney/Client Privileged Communication

From: "Marie Guernsey" < mguernsey@co.pacific.wa.us >

To: cholley3233@comcast.net

Sent: Tuesday, April 23, 2013 3:28:33 PM

Subject: RE: Larson Appeal Re: Immediate Revocation of Right to Farm or Do Business

Thank you. I will follow-up with a letter in the next few days.

Marie Guernsey | Clerk of the Board Board of Pacific County Commissioners

1216 W Robert Bush Drive | P O Box 187 | South Bend, WA 98586

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From: cholley3233@comcast.net]

Sent: Tuesday, April 23, 2013 3:21 PM

To: Marie Guernsey

Subject: Re: Larson Appeal Re: Immediate Revocaton of Right to Farm or Do Business

Marie.

Thank you for your correspondence. The date and time are acceptable for me and my clients.

Law Office of C. Craig Holley 220 23rd Ave. East, Suite 202 Seattle, WA 98112 206-325-5516

Attorney/Client Privileged Communication

From: "Marie Guernsey" < mguernsey@co.pacific.wa.us >

To: cholley3233@comcast.net

Sent: Tuesday, April 23, 2013 1:35:24 PM

Subject: RE: Larson Appeal Re: Immediate Revocaton of Right to Farm or Do Business

Mr. Holley

Pacific County has received your letter regarding appeal of the revocation of the Larson permit. We have tentatively set this appeal hearing for May 14, 2013 at 10:30am. Would please confirm this date/time will work for your schedule as well as your clients?

Thank you.

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Sent: Tuesday, April 23, 2013 9:09 AM **To:** Lisa Ayers; Steve Rogers; Frank Wolfe

Cc: jstuhlmiller@wsfb.com; joann@shaffnerfarms.com; David Burke

Subject: Larson Appeal Re: Immediate Revocaton of Right to Farm or Do Business

For your review and consideration.

Law Office of C. Craig Holley 220 23rd Ave. East, Suite 202 Seattle, WA 98112 206-325-5516

From:

Marie Guernsey

Sent: To: Monday, May 06, 2013 8:55 AM 'cholley3233@comcast.net'

Subject:

RE: Larson Appeal Re: Immediate Revocaton of Right to Farm or Do Business

Sorry, I just re-read your e-mail. The other possible date would be June 11th @ 10am

From: cholley3233@comcast.net [mailto:cholley3233@comcast.net]

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Sent: Tuesday, April 23, 2013 3:28:33 PM

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Cc: jstuhlmiller@wsfb.com; joann@shaffnerfarms.com; David Burke

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Law Office of C. Craig Holley 220 23rd Ave. East, Suite 202 Seattle, WA 98112 206-325-5516

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Monday, May 06, 2013 8:55 AM

To:

'cholley3233@comcast.net'

Subject:

RE: Larson Appeal Re: Immediate Revocaton of Right to Farm or Do Business

Importance:

High

Would Tuesday, May 28th at 10am work?

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